

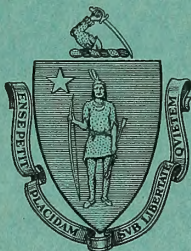


# Inventory of The County Archives of Massachusetts

*Prepared by*

The Historical Records Survey  
Division of Women's and Professional Projects  
Works Progress Administration

No. 5. Essex County



Boston, Massachusetts  
The Historical Records Survey  
*December, 1937*











INVENTORY OF THE COUNTY ARCHIVES  
OF MASSACHUSETTS

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NO. 5. ESSEX COUNTY (SALEM)

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Boston, Massachusetts  
The Historical Records Survey  
December 1937

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OF MASSACHUSETTS

The Historical Records Survey

Prepared by  
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## FOREWORD

The Inventory of County Archives of Massachusetts is one of a number of bibliographies of historical materials prepared throughout the United States by workers on the Historical Records Survey of the Works Progress Administration. The publication herewith presented, an inventory of the archives of Essex County, is number 5 of the Massachusetts series.

The Historical Records Survey was undertaken in the winter of 1935-36 for the purpose of providing useful employment to needy unemployed historians, lawyers, teachers, and research and clerical workers. In carrying out this objective, the project was organized to compile inventories of historical materials, particularly the unpublished government documents and records which are basic in the administration of local government, and which provide invaluable data for students of political, economic, and social history. The archival guide herewith presented is intended to meet the requirements of day-to-day administration by the officials of the county, and also the needs of lawyers, business men and other citizens who require facts from the public records for the proper conduct of their affairs. The volume is so designed that it can be used by the historian in his research in unprinted sources in the same way he uses the library card catalog for printed sources.

The inventories produced by the Historical Records Survey attempt to do more than give merely a list of records - they attempt further to sketch in the historical background of the county or other unit of government, and to describe precisely and in detail the organization and functions of the government agencies whose records they list. The county, town, and other local inventories for the entire country will, when completed, constitute an encyclopedia of local government as well as a bibliography of local archives.

The successful conclusion of the work of the Historical Records Survey, even in a single county, would not be possible without the support of public officials, historical and legal specialists, and many other groups in the community. Their cooperation is gratefully acknowledged.

The Survey was organized and has been directed by Luther H. Evans, and operates as a nation-wide project in the Division of Women's and Professional Projects, of which Mrs. Ellen S. Woodward, Assistant Administrator, is in charge.

HARRY L. HOPKINS  
Administrator





## Preface

By authority of a Presidential Letter the Historical Records Survey of the Works Progress Administration commenced operation in January 1936 under the national supervision of Dr. Luther H. Evans. Administratively the project was made a division of the Federal Writers' Project and remained so in Massachusetts until October 15, 1936. Work was commenced in this state under Dr. Clifford K. Shipton, at that time State Director of the Federal Writers' Project and continued with Donald Thompson in immediate charge until August 1936.

The program of the Historical Records Survey calls primarily for a survey of the county archives of the more than 3000 counties of the United States; thereafter of the archives of municipalities and state governments, of churches, labor unions, business organizations and other social institutions. Guides to the more important manuscript depositories and collections are in preparation and a listing of early imprints is under way. In Massachusetts an Index to the Proclamations of Massachusetts, already published, and a Catalogue of American Portraits Before 1825, now ready for publication, add scope and interest to the absorbing nationwide program of the project.

The basic task, however, is the survey and the preparation of inventories of public archives. In publication, separate series of volumes will be issued for the county, state and local records. In the county series, of which this is one, the inventories will be numbered in the alphabetical order of county names within the state, Essex County being numbered 5 in this series. The inventories of city and town archives will be grouped in the alphabetical order of city and town names within counties, as many towns as convenient being included in each volume. These volumes will bear the county number and their sequence will be indicated by the terms: Volume 1, volume 2, etc. In Essex County therefore, the inventories of city and town archives will be denoted as No. 5-volume 1, No. 5-volume 2, and so on, and will include within some half dozen volumes the inventories of the 34 cities and towns of the county. The inventories of state archives will constitute a single, consecutively numbered series.

A brief summary of working procedure in compiling the county inventories follows. Full information obtained in the offices and vaults of county record depositories and subsequently rechecked by a trained staff is condensed into brief paragraphs containing the most important data concerning each record series. These entry paragraphs, numbered consecutively throughout each volume, are arranged first under the office of origin and thereafter under convenient subject headings. The entries for each office are preceded by introductory descriptions giving the origin and functional development of the office in question. A brief historical sketch of the county, an account of its general governmental development and a discussion of its records system preface the inventory proper.

There has also been included a section on the Housing, Care and Accessibility of the Records (see p.70) based upon field observations made in the offices and vaults of the county. Frequently workers of the survey are compelled to do extensive work in classifying and arranging records before

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## Preface

any listing whatever can be attempted. Sometimes other projects to clean vaults, and to repair and rebind records resulted directly from their work. Not the least important aspect of the survey, therefore, has been the stimulus given to the better keeping of records. Yet even the county records of Massachusetts, relatively well kept as they are, leave much to be desired in the matter of storage and housing. In this respect Essex County is no exception and it has been felt that a completely frank statement of actual conditions was desirable.

No inventory of public archives in Massachusetts would be complete which did not take into account the Report on the Custody and Condition of the Public Records of Parishes, Towns and Counties, made to the Legislature in 1889 by Carroll D. Wright. Although this report, which lists in tabular form the main record series in the custody of the clerks of court, the registers of deeds and probate and the county commissioners, was compiled from various sources including the tabulations of the clerks themselves, and although the other methods used in obtaining information were not such as to ensure absolute accuracy, the report has been a valuable work of reference in compiling this inventory. In the main all record series listed therein have been found and included.

It is hoped that these inventories will be of assistance to the officials charged with the keeping of records, and to attorneys and the many among the general public who may at some time or other have cause to search the archives for genealogical or legal information. Perhaps the most important aid rendered by these volumes will be to scholars, primarily to historians, political scientists, economists, and sociologists, who will find in them keys to the record keeping practices of the present as well as guides to the archival treasures of the past.

In addition to Dr. C. K. Shipton and Donald Thompson, mentioned above, the surety is indebted to Dr. Ray A. Billington and to Dr. Bert J. Loewenberg, State Director and former Assistant State Director, respectively, of the Federal Writers' Project in Massachusetts. The field work which resulted in these volumes was commenced in May, 1936 and was done primarily by Chauncy M. Butler, John S. Wagstaff, Clinton Story, James J. O'Neill, Jr., Jane Reddy, Paul Baker, Frank Cox, Harry C. Johnson, Katherine Watson, and Max Pofcher. Preliminary editing was done by John Twomey and Oscar Nelson. Both field work and preliminary editing were supervised by James H. S. Burke. Rechecking and editorial compilation were done by Morris Wartow, Lawrence McDonnell, Tessim Zorach, Lawrence Lehane, Jacob Charles, Abraham Stein, Lawrence Halzel, Maurice Wolfe, George Weiner, and Ralph Rubinovitz, all under the direction of Gerald S. Soroker, state editor. The introductory essay sections were written by William F. Fussell, assisted by Winifred Olsen, Nathan V. Strohmman, and Edgar M. MacQuarrie. Final editing was given the volumes in the Washington office of the Historical Records Survey.

Acknowledgment is due the many county officials whose co-operation made the survey possible and the officials of the Works Progress Administration who have given it their unfailing support.

Request for information concerning other publications should be addressed to the writer at the state headquarters, 221 Columbus Ave., Boston.

Carl J. Wennerblad  
State Director  
The Historical Records Survey





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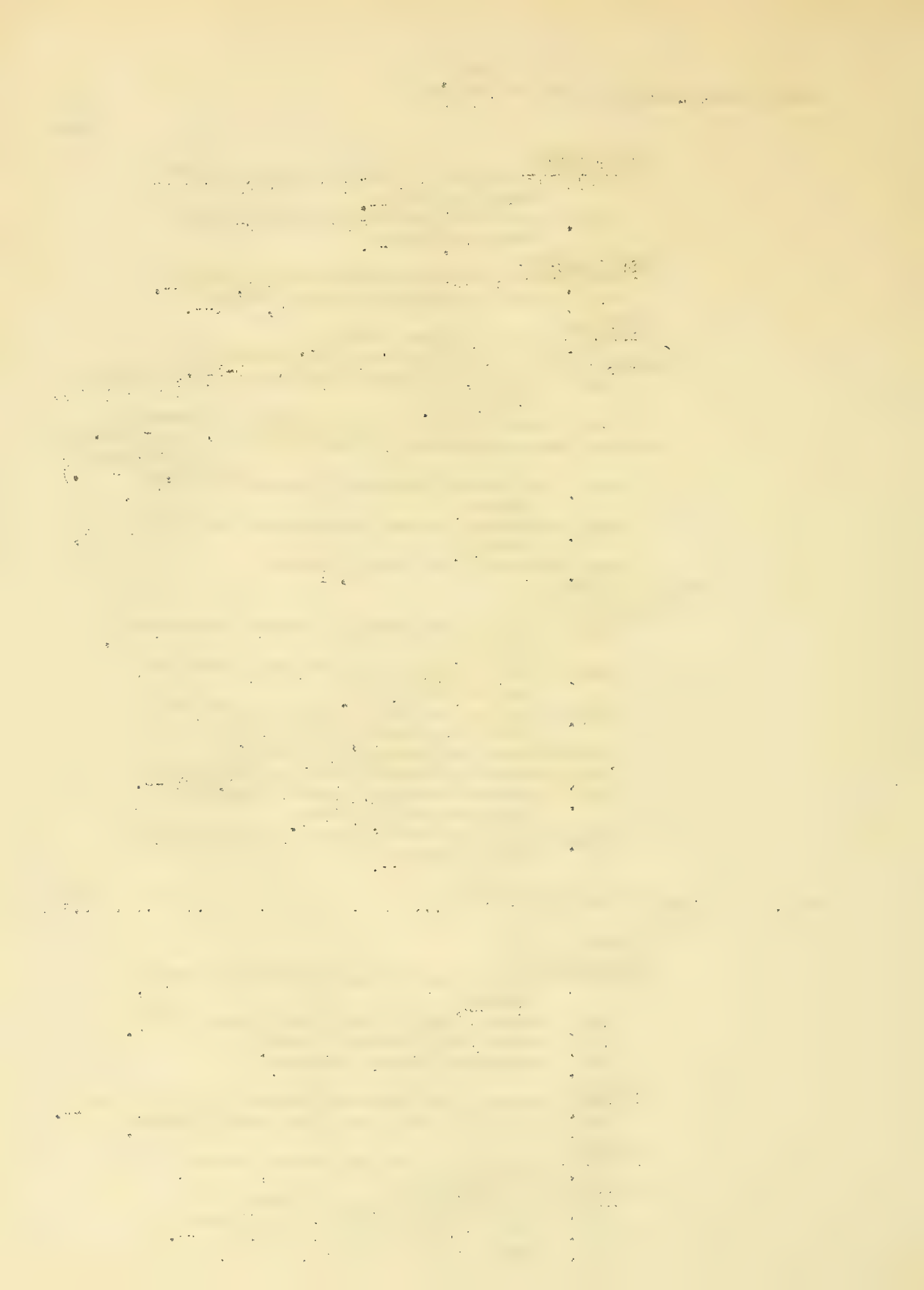
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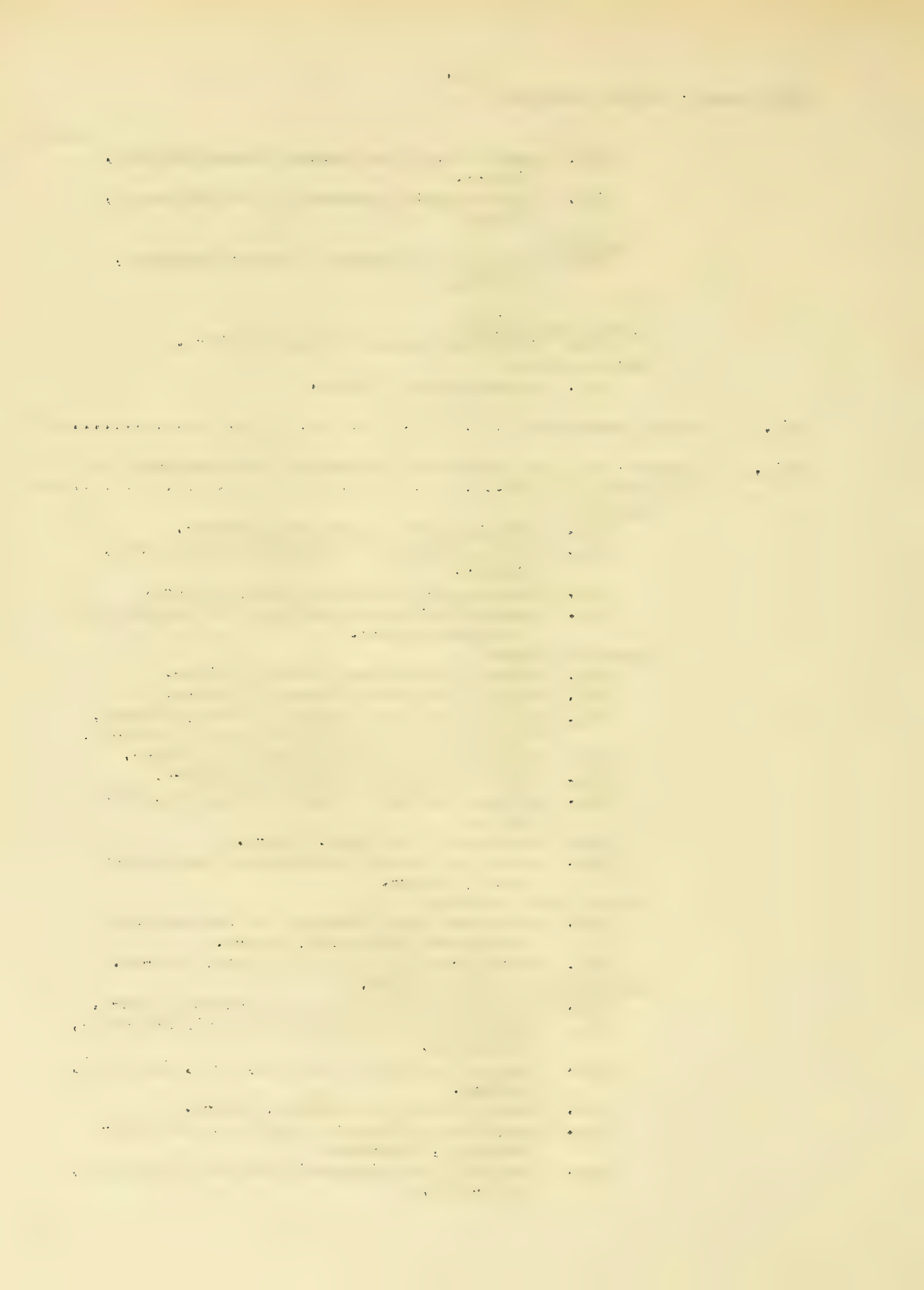
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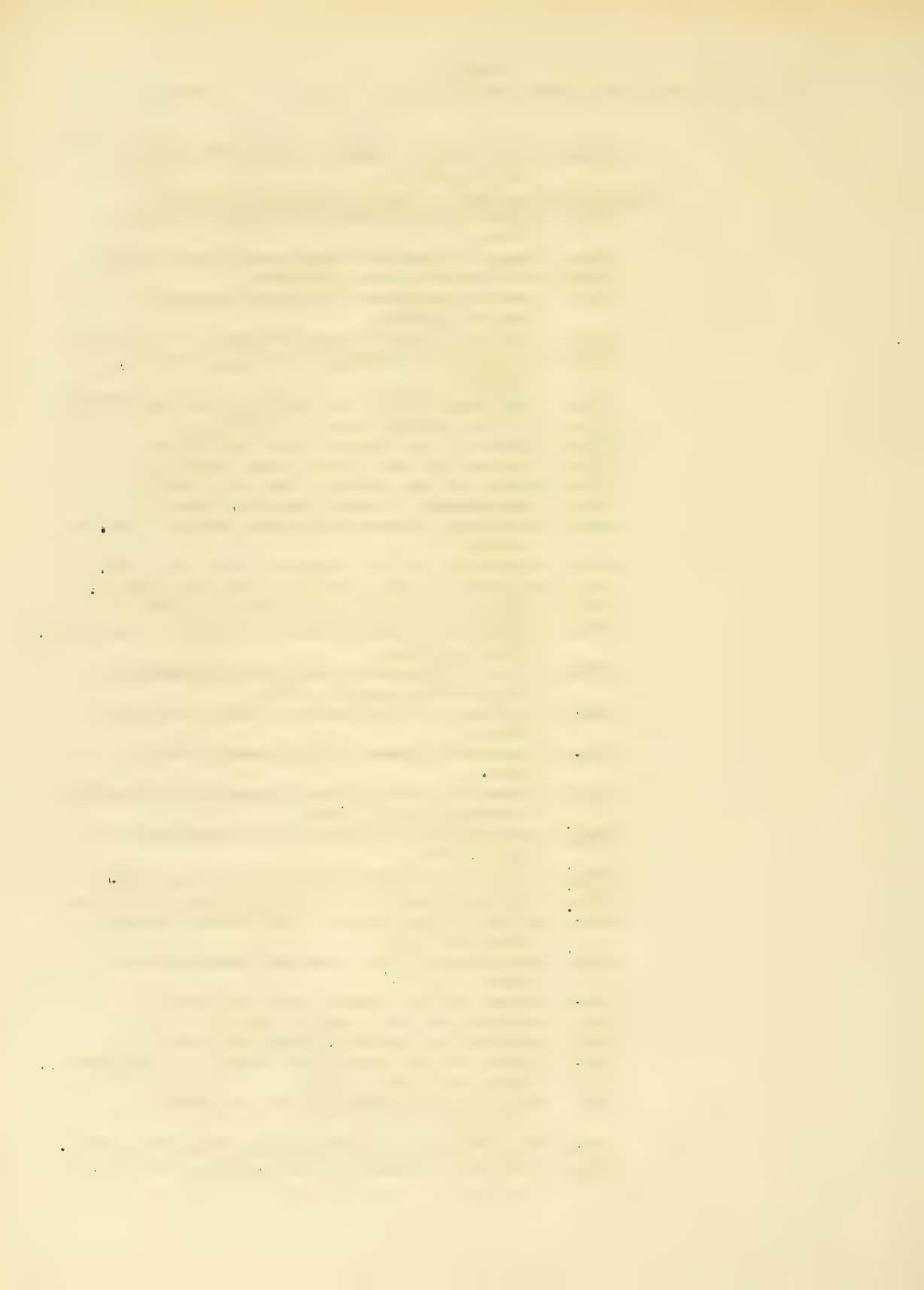
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## 1. HISTORICAL SKETCH

The colonial discoveries, trading enterprises and religious upheavals of seventeenth century England played a distinct part in the settlement and growth of the region now known as Essex County, prior to its incorporation in 1643. The voyages of Raleigh, Gosnold, Martin Pring and George Weymouth had revealed the nature of the Atlantic coast north of the fortieth degree of latitude, the value of the fisheries and fur trade available there, and the resources in timber and other naval stores. As a result of these discoveries the interest of influential parties in American colonization was aroused, and by 1621 Sir Ferdinando Gorges and his associates had obtained a charter establishing a trading company with the title of the "Council established at Plymouth in the County of Devon for the Planting, Ruling and Governing of New England in America." (Osgood, Herbert Levi, American Colonies in the Seventeenth Century, 3 vols., New York, 1904, 1, 102.)

By 1623 the way to New England was a well-sailed course and the Massachusetts coast was, perhaps, better known to Englishmen than any similar stretch of the Atlantic seaboard. The early efforts of the council to increase its resources, however, were singularly unsuccessful and it was soon forced to grant its domain in parcels to those who would undertake to found private plantations. It was timely, therefore, that in 1623 the Association of Dorchester Adventurers asked permission to establish a settlement at Cape Ann (Gloucester). The primary purpose of this group seems to have been to reduce the overhead expenses accruing to their fishing activities; the Adventurers apparently were a group of public-spirited men "who wished to do something for their country, a little for the Indians, somewhat for the fishermen, and a good deal for themselves." (Morison, Samuel Eliot, Builders of the Bay Colony, Boston, 1930, p. 28.) At any rate a settlement was actually made at what is now Gloucester. Although business difficulties brought the dissolution of the Dorchester Company in 1626, Roger Conant, acknowledged leader of the colonists, with approximately thirty settlers remained. Later in that same year, in search of more productive land, they moved to Naumkeag (Salem).

Meanwhile, some of the original members of the company with the aid of John White, a clergyman of the established church having strong Puritan leanings, had enlisted the financial support of several London merchants, and on March 19, 1628 secured a patent from the council to the following territory:

...'all that parte of Newe England in America lying between parallels three miles north of a greate river there, commonlie called Monomack, alias Merrimack, and three miles south of a certain other river there, called Charles river, being in the bottome of a certayne bay there, commonlie called Massachusetts, alias Mattachusetts, alias Massatusetts Bay...from the Atlantick and westernne sea and ocean on the east parte, to the south sea on the west parte'.... (Ibid., p. 32.)

Shortly afterward John Endicott in company with a group of new colonists arrived at Salem, displaced Roger Conant as head of the settlement and became the first governor of the New England Company for a plantation in Massachusetts Bay, more commonly known as London's Plantation in Massachusetts Bay. In the choice of Endicott's council the general body of freemen at Salem was given no voice. Seven members, three of them ministers, were appointed by the company. The governor together with these selected three more from among the emigrants, while as a mark of special consideration the "Old Planters", as Conant's group was known, were allowed to select the two remaining



councillors. (Haynes, George H., "Representation and Suffrage in Massachusetts, 1620-1691," Johns Hopkins Studies in Historical and Political Science, Baltimore, 1894, XII, 378.) The "old planters," however, dissatisfied with the new regime, soon removed to the Bass River region. (Morison, op. cit., p. 36.) This region later became Beverly.

The acquisition of a patent in 1628 did not end the difficulties of the company. The patent was endangered not only by the strong claims of Gorges and Mason to the same territory but also by the company's inability to finance the establishment of a colony on its grant. John White again came to the rescue and secured the support of the Earl of Warwick, leader of the Puritan faction in court circles, and numerous London merchants with Puritan convictions, who, in association with the patentees of the company obtained a charter on March 4, 1629 under the name of "the Governor and Company of the Massachusetts Bay in New England." (Ibid., p. 34.)

Although the charter and government of the company were both, at first, in London, the idea of transferring the charter to New England and making it the framework of a Puritan commonwealth rapidly gained the support of several prominent Puritan members of the company during the summer of 1629. As a result, on August 29 the company voted to remove "the patent and government of the plantation" to New England and on October 20 elected John Winthrop as governor of the colony for the ensuing year. (Ibid., pp. 69-70.) The transfer of the charter meant not only the extinction of "the Governor and Company of the Massachusetts Bay" as a trading company but also the end of Salem's pre-eminence as the focal point of settlement. After a preliminary exploration Winthrop decided that Boston Bay should become the seat of government for the colony. Charlestown was first selected for settlement, but on September 7, 1630 the government was removed to Trimountaine, later Boston, owing to the excellence of the spring water there. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtliff, ed., 5 vols., Boston, 1853-54, I, 75.)

There were very few emigrants to Massachusetts Bay before 1633, but in that year William Laud was made Archbishop of Canterbury and immediately started a campaign to rid England of all vestiges of Puritanism. Consequently the only vent that Puritan feeling could find was emigration. By 1643 the influx of settlers in New England had resulted in the establishment of a score of towns and churches in the jurisdiction of Massachusetts Bay. (Morison, op. cit., p. 82.) This increase in population, plus a desire to facilitate judicial proceedings in the expanding colony, resulted in the creation of "four shires" in 1643, namely: Essex, Middlesex, Suffolk and Norfolk. (Colonial Records, II, 38; the last known as "Old Norfolk" to differentiate it from present Norfolk County.)

Essex County was named after the shire of Essex in England upon the suggestion of Sir Ferdinando Gorges, a favorite of the Earl of Essex. (Fergus, Claude M., The Story of Essex County, 4 vols., New York, 1935, II, 793-794.) The following eight towns were included within the jurisdiction of the county at the time of its incorporation: Salem, Lynn (Lynn), Enon (Wenham), Ipswich, Rowley, Newberry (Newbury), Gloucester (Gloucester) and Cochichewick (Andover). (Colonial Records, II, 38.) From 1643 to 1679 Haverhill and Salisbury, which are now within the boundaries of Essex County were units of Old Norfolk County. (Ibid., V, 264; see also Old Norfolk County, p. 91.) The territorial extent of Essex County at the end of the seventeenth century therefore was approximately the same as today. The central and outlying parts





of the county are now completely covered with cities and towns. (Historical Data, Relating to Counties, Cities and Towns in Massachusetts, Secretary of the Commonwealth, Division of Public Records, Boston, 1920, p. 18-24.) The following cities, underlined, and towns listed chronologically as they appear in records of the state indicate the gradual steady growth of Essex County: Salem, 1630; Marblehead, 1633; Lynn, 1637; Haverhill, 1642; Gloucester, 1642; Manchester, 1645; Topsfield, 1649; Beverly, 1688; Boxford, 1694; Methuen, 1725; Middleton, 1728; Danvers, 1752; Newburyport, 1764; Lynnfield, 1782; Hamilton, 1793; Saugus, 1815; Essex, 1819; West Newbury, 1820; Georgetown, 1838; Rockport, 1840; Lawrence, 1847; Groveland, 1850; Swampscott, 1852; Nahant, 1853; North Andover, 1855; Peabody, 1868; Merrimac, 1876. Although there has been a dearth of legislation specifically altering the boundaries of Essex County, there have been innumerable acts affecting the boundaries of towns within the county. (Ibid., p. 18 ff.)

Court business in Essex County during colonial times was transacted in private homes and churches. Finally, in 1719, a county courthouse was built in Salem, on Washington Street near the present southern terminal of the railroad tunnel. It was to this building that Governor Burnet, feeling that undue influence was exercised at Boston concerning the governor's salary, adjourned the Court in 1728 and 1729. In 1774, Governor Gage adjourned the General Court to the same building, subsequent events making it the last session held under a provincial governor. This structure was replaced by a new and larger edifice in 1785, but the latter building was torn down in 1839 to make way for the Boston and Maine railroad tunnel. Shortly after, in 1841, the present county courthouse built of granite was erected. A brick annex to this building was built in 1861 and modern conveniences added to it at later intervals. Today, it is the principal courthouse in Essex County, situated on Federal Street, Salem.

There are also courthouses in other sections of the county. The Newburyport Superior Court Building was built in 1805. The courthouse was entirely remodelled and enlarged in 1881 so that the present building bears little resemblance to the original small, unpretentious wooden structure. The county did not build a courthouse in Lawrence until 1859, so that prior to that date all legal business had to be transacted at Salem and Newburyport. The courthouse had scarcely been completed when it was almost totally destroyed by fire. It was rebuilt in 1861, however, and served until replaced by the present, ample fire proof building, built in 1902.

To understand the history of Essex County, however, requires more than casual acquaintance with its territorial extent and legislative origins; to know it one must know its people, their character and pursuits through three centuries.

The story of Essex County can not be told without mention of "the darkest page of New England history," the Salem witchcraft episode, which occurred there in 1692. Twenty-eight inhabitants were victims of the hysteria. These executions should be regarded "not as an abnormal outbreak of fanaticism, not as an isolated tragedy, but as mere incident, a brief and transitory episode in the biography of a terrible but perfectly natural superstition." "In prosecuting witches, our forefathers acted like other men in the seventeenth century. In repenting and making public confession, they acted like themselves. The fault was the fault of their time; their merit is their own."



(Kittredge, George Lyman, "Notes on Witchcraft," American Antiquarian Society Proceedings, XVIII, 1907.) The records pertaining to the witchcraft trials possess perhaps greater popular interest than any others in Essex County. They may be found in entries 93a, 1157 and 1158.

But there is a brighter page. In Essex County, education early had a champion. The first public school in the county was opened at Salem in 1637. Seven years later it was noted that:

If any poor body hath children or a childe to be put to school, and not able to pay for their schooling, that the town will pay for it by a rate. (Arrington, Benjamin F., Municipal History of Essex County, 4 vols., New York, 1922, II, 631, 632.)

In 1768 tuition in the public schools was made free to all. Although Essex County can claim no colleges or universities, it is noted for the excellence of its private schools. The most important are Phillips Academy in Andover, founded in 1778 by Samuel Phillips, then lieutenant governor of the commonwealth; Dummer Academy, the oldest private school for boys in the county, incorporated in 1782 and located at Newbury; and the Andover Theological Seminary chartered in 1807 and transferred in 1908 to Cambridge and later to Newton. For girls there is Bradford Academy organized in 1803 and Abbot's Academy in Andover established in 1829. (Arrington, op. cit., II, 631-632.) A correctional institution, the present Essex County Training School, was opened in 1901, and was followed in 1916 by a county agricultural school, that at Danvers. (See p. 272.)

The early settlers were absorbed in catching fish, clearing land, planting corn and building fortifications and dwellings. During the seventeenth century when the buzz of sawmills first rose above the noisy turbulence of the Merrimac and Ipswich rivers and a gristmill was built on every suitable stream he would have been called visionary indeed who would have foretold the coming commercial development of the eighteenth and the industrial expansion of the nineteenth centuries.

The strict navigation policy of England as well as the availability of good timber supplies soon led the colonists to build their own vessels. As early as 1660 shipyards were in operation at Salisbury, Newbury, Ipswich, Essex, Gloucester, Salem and Marblehead. At first fishing was the principal object but in the last quarter of the seventeenth century trade commenced with Europe and the Guinea coast in American-built vessels. The heyday of Salem shipping came in the eighteenth century when such diverse Yankee products as manufactured goods, salted fish, iron and ice became known "from China to Peru." When the Revolution broke out, Essex County with the commercial interests of its wealthy trading classes at stake, flung itself whole-heartedly into the struggle and later into the War of 1812, receiving set-backs from which its trade never wholly recovered. Salem and Newburyport lost their commercial primacy, only Gloucester retaining its leadership as a fishing port.

With the coming of the industrial revolution manufacturing centers sprang up along the Merrimac. A few miles distant from the site of the first fulling mill in Rowley (1643) is Lawrence the largest wool manufacturing center of the United States. Salem, the county seat, is an important cotton





manufacturing point. The first shoemakers who arrived at Lynn in 1635 were forerunners of the modern boot and shoe industry in which Lynn and Haverhill have attained national importance. Peabody, near Lynn, is a leading leather-tanning center. A portion of Lynn (now Saugus) was the site of an iron works as early as 1643. The present day development of this early industry is typified by the huge River Works plant of the General Electric Company at Lynn and by the main plant of the United Shoe Machinery Corporation, in the neighboring city of Beverly. Amesbury, a carriage manufacturing center in the "horse and buggy" age became, naturally enough, for a time at least, an important producer of automobile bodies.

Sturdy Gloucester fishermen still ply their regular course to the treacherous, fog-bound Grand Banks off Newfoundland and to other points along the shore from the Bay of Fundy to Cape Hatteras. Second only to Boston as a fish-packing center is Gloucester where more than fifty million pounds of fish were landed in 1935. Granite has been quarried in nearby Rockport for more than a century. Stretching along the coast north of Boston, Nahant, Swampscott, Marblehead, Beverly, Manchester, Gloucester and Rockport constitute together the "North Shore", one of the well-known summer resorts of the Atlantic coast.

Today eight cities: Beverly, Gloucester, Haverhill, Lawrence, Lynn, Newburyport, Peabody and Salem and twenty-six towns are included within the confines of Essex County. (Supra.) The county is located in the northeastern part of Massachusetts and is bounded on the northeast by the Atlantic Ocean, on the southwest by Massachusetts Bay, on the southwest by Suffolk and Middlesex counties, and on the northwest by the state of New Hampshire. The city of Salem is the county seat. With a population of 504,483 and an area of 514.43 square miles, Essex County at present ranks third in the number of inhabitants and ninth in territorial extent among the counties of Massachusetts. (County, City and Town Officers of Essex County, published by county commissioners, Salem, 1937, p. 34.)

## 2. GOVERNMENTAL ORGANIZATION AND RECORDS SYSTEM

### Governmental Organization

A Massachusetts county is an instrument of the state for the execution of state policy, and has only such powers as the state confers upon it. It has had to provide, however, an increasing number of local services similar to those rendered by municipalities.

As one of the four counties established in 1643, Essex County has participated in the evolution of county government in Massachusetts for almost three hundred years. Established to facilitate judicial proceedings, it was compelled to fall in line with the highly centralized policy of the General Court. The paramount position of the General Court in the executive, legislative and judicial branches of government before 1692 accounts for the subordinate status and negligible development of the county as a body politic during the seventeenth century.

The provincial period, heralded by the charter of 1692, wrought great changes in Massachusetts county government. By its provisions, the four





quarter courts, powerful appendages of the omnipotent General Court, were dissolved. Their jurisdiction was transferred to newly established courts: the inferior court of common pleas, the general sessions of the peace, and the superior court of judicature; the latter a court of state-wide jurisdiction, holding sessions in the various counties. (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, 73.) The franchise was put upon a more equitable basis by abolition of the religious test, which for over half a century had barred three-fourths of the adult male population from voting. (Haynes, George H., "Representation and Suffrage in Massachusetts, 1620-1691," Johns Hopkins Studies in Historical and Political Science, Baltimore, 1894, XII, 453.) This branching of the court system and extension of the franchise had the immediate effect of decentralizing the closely knit functions of law and government in Essex County. By far the greatest significance of the charter, however, was that it laid a strong foundation for the present system of county administration.

The evolution of Essex County as a political unit from 1700 to date can thus be traced to the charter of 1692 and subsequent legislation. The supreme judicial court, established in 1782, is the successor to the superior court of judicature, which lasted from 1692 until 1781 (Acts and Resolves of Massachusetts, 1782, Ch. 9.); the superior court, established in 1859, evolved from the court of common pleas, which functioned from 1692 until 1858 (Ibid., 1859, Ch. 196, Sec. 1.); while the board of county commissioners, created in 1828, succeeded the court of general sessions of the peace, which served from 1692 until 1828. (Ibid., 1828, Ch. 77, Sec. 1.) This board was established because it was thought that such a body would be better suited to cope with the prudential affairs and financial problems of the county. Soon after the abolition of the court of general sessions of the peace in 1828, it became apparent that for convenience and a speedier dispatch of justice, tribunals to hear and determine minor civil matters and petty criminal and statutory offenses, formerly adjudicated by the court of general sessions and after 1828 by the court of common pleas, were needed. Thereafter, nine police, later called district, courts were established; the first in Essex County being created at Salem in 1831. (Ibid., 1831, Ch. 70, Sec. 1.) In 1858, another court was created which combined two bodies, the court of probate, first established as the court of chancery in 1685, and the court of insolvency, created in 1856, into one body known as the court of probate and insolvency. (Ibid., 1858, Ch. 93, Secs. 1,3.) This court is still active, although since 1898 all insolvency cases, except those relating to insolvent estates, have been under the jurisdiction of the federal bankruptcy court. (Public Laws of the U. S., No. 171, 1898, Ch. 2, Sec. 2.) Since 1859, only one other major change has been made in the judicial structure of the state. This was the establishment of the land court in 1898, for the registration and confirmation of land titles. (Acts and Resolves, 1898, Ch. 56, Sec. 1.) In Essex, as in other counties, registers of deeds serve as assistant recorders of the land court in their respective districts.

Since the beginning of the eighteenth century, the development of county offices has gone hand in hand with the growth of the judiciary. During the early years of its existence, Essex County had a treasurer, clerk of courts, and an official variously called beadle, marshal and provost marshal, whose duties foreshadowed the office of sheriff, which is not mentioned in the records until 1686. But it was not until the end of the colonial period that



such officials began to receive recognition of their importance. In 1692 coroners were instituted as county officers, and in 1697 the clerks of the inferior court of common pleas were commissioned to act as registers of deeds and did so until 1715, when this office was made a separate agency of county government. (Ibid., I, 1697, Ch. 21, Sec. 5; II, 1715, Ch. 5, Sec. 4.) There has been little organic change in county government since 1700. When the state constitution was adopted, provision was made that "all elections ought to be free." (Constitution of Massachusetts, Part I, Art. 9.) The property qualification for voting, however, was not removed until 1821. (Ibid., Part II, Ch. 1, Sec. 3, Art. 4; Amendment to Constitution, III, 1821.)

The central feature of county government in Essex County is the board of county commissioners, three in number, assisted by two associates. The authority of this board touches, either directly or indirectly, every other branch and department of the county. General supervision of jails and houses of correction, of the schools, and ultimate responsibility for the financial affairs of the county, are among the commissioners' broad powers. In addition, they appoint the superintendents of the tuberculosis hospital, industrial farm and training school, the director of the agricultural school, as well as the engineer and dog officer.

Five other major county officers, each elected for a six-year term, are: the clerk of courts, who serves in a triple capacity as clerk of the supreme judicial court, the superior court, and the county commissioners; the registers of deeds, who keep all land records and act as assistant recorders of the land court in their districts; the sheriff, principal law officer of the county, who is also the custodian of the jails and houses of correction; the treasurer, who receives and is custodian of all funds and the general disbursing officer of the county and the district attorney, who prosecutes all cases in which the commonwealth or county is interested.

There are also other officials and administrative bodies which play a lesser part in county government. The most important of these are the medical examiners, engineer and dog officer. The latter two are appointed by the commissioners to serve as highway surveyor and prosecutor of dog violations, respectively; the former, appointed by the governor and council, make detailed reports to the clerks of the district courts in their areas and to the district attorney as well as to the secretary of state on bodies of persons dying from undetermined causes or whose death has not been regularly certified by an attending physician. There are, furthermore, six trial justices and several justices of the peace, appointed by the governor and council. The remaining county functions are performed by the board of retirement which passes upon all matters relating to retirement pensions of county employees; the board of examiners which examines copies of the record of votes after each election of county commissioners and associate county commissioners, and notifies the secretary of state of the results; and the county personnel board which classifies salaries of employees paid out of the county treasury, carries out the orders of the state director of accounts in regard to such classifications, and hears appeals of employees relative to salary classifications.





## Records System

### Background

In a county almost three centuries old, the records system in use today is bound to be the result of a long process of evolution. Just as extant records cannot be understood without a consideration of the history of county government, so the records system which produced them must be studied in the light of three centuries of growth.

Record-keeping usages in colonial times were essentially practical, touching at first only the most elementary functions of government but expanding steadily to embrace an ever-widening circle of human affairs. The first subject to evoke concern was, naturally enough, that of land ownership. The earliest law requiring such records dates from 1634. (See p. 100.) Five years later laws for the recording of wills, administrations and inventories of estates (see p. 101) and amplifying the earlier provisions regarding the recording of deeds and mortgages were passed. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, I, 276.) The system for recording of land ownership was finally made effective in 1640 by the provision that thereafter unrecorded deeds and mortgages were invalid. (Ibid., p. 306.)

An act of 1639 also ordered that:

Whereas many iudgments have bene given in o<sup>r</sup> Courts, whereof no records are kept of the evidence & reasons wherevpon the verdict & iudgment did passe, the records whereof being duely entered & kept would bee of good vse for president to posterity, & a releife to such as shall have vust cause to have their causes reheard & reveiwd, it is therefore by this Court ordered and decreed that henceforward every iudgment, w<sup>th</sup>all the evidence, bee recorded in a booke, to bee kept to posterity. (Ibid., p. 275.)

In this same year and again in 1642 the General Court ordered the recording of births, marriages and deaths by clerks of the quarter courts from returns of births and deaths to be rendered by the "clarks of the writts" in the various towns and from returns of marriages required of those authorized to perform them. (Ibid., II, 15.)

The General Court was not unmindful of the physical needs of record-keeping for in 1647 it ordered "a strong presse made of very firme oake planks" in order that all records might be "safely preserved and improved." Such a press was to be set up wherever any court of record was held. (Ibid., II, 208.) The next year provision was made for "four large paper books, in folio, bound up with velum & pastboard...for the faire entry of all lawes, acts, & orders, etc., that shall passe the magistrates and deputies...." (Ibid., II, 259.)

In 1652 the recording of wills, which had been required by the act of 1639, was specifically entrusted to the "Recorders or Clerks of County Courts" (Colonial Records, III, 280, 281), although these officials were presumably already recording them. Five years later fees were fixed for





recording wills, deeds and mortgages. (Ibid., IV-1, 287.) In their four-fold function of entering deeds and mortgages, wills, records of court proceedings and births, marriages and deaths, the clerks of the quarter or county courts were practically the sole keepers of county records prior to 1692.

With the supplanting of the county courts by courts of the general sessions of the peace and the inferior courts of common pleas a parallel separation occurred in recording functions. The recording of wills was, under the charter of 1692, made a function of judges of probate. (Acts and Resolves of the Province of the Massachusetts Bay, 21 vols., Boston, 1869-1922, I, 1692, Ch. 14, Sec. 1.) To the clerks of the courts of general sessions of the peace was transferred the duty of recording births, marriages and deaths formerly performed by the clerks of the quarter courts. (Ibid., Ch. 25, Sec. 1.) The recording of deeds and mortgages was, in 1697, assigned to the clerks of the inferior courts of common pleas. (Ibid., 1697, Ch. 21, Sec. 5.) The task proved onerous and in 1715 separate registers of deeds elected for a five-year term were provided. (Ibid., 1715, Ch. 5, Sec. 1.) The registers were required to maintain offices open daily to the public and to keep all records there. At the same time the burden of clerical work on both the court and town clerks involved in the recording of separate marriage returns was reduced in 1716 by an act requiring town clerks to render annually in April a single return of marriages to the clerks of the sessions courts. (Ibid., 1716, Ch. 16, Sec. 4.) This practice continued until 1796 when the legislature ordered the town clerks alone to record births, marriages and deaths.

When the Boston courthouse went up in flames on December 9, 1746, the House of Representatives in "consideration of the Awfull Providence of God in the Destruction of the Court House and a great part of the Public Records by Fire," appointed a committee to survey the damage. (Ibid., 1747, III, 383, footnote.) The report of the committee recommended copying the missing portions of the records and, as a precaution against future loss, ordered the placing of a duplicate copy in a place apart from the original. (Ibid., p. 384.)

Owing to complaints raised in 1762 regarding the laxity of clerks of the courts and registers of the probate courts, clerks and registers were thereafter required to give bond. The justices of said courts were instructed periodically to inspect their records, a delinquency of more than six months, except in cases of sickness or any extraordinary casualty, being considered sufficient cause for placing the delinquent's bond in suit. (Ibid., 1762, IV, Ch. 24, Secs. 3, 4.) The next year justices of all courts were required forthwith to cause all unrecorded papers of deceased clerks and registers to be recorded. (Ibid., 1763, IV, Ch. 12, Sec. 1.) It became mandatory for clerks of courts in 1787 "to make and keep convenient and correct alphabets of the records." (Perpetual Laws of Massachusetts, Boston, 1789, p. 108.)

With the transition of Massachusetts from province to commonwealth in 1780, no change occurred in the duties of court clerks and registers of deeds or wills. The functions of the last named were restated in 1784 when it was ordered that registers of probate be appointed in the several counties



to "have the care, custody and keeping of all files, papers and books to the Probate Office belonging." (Ibid., p. 102.)

### Present System

No further important changes took place until toward the middle of the nineteenth century, when the foundations for the present system of record keeping were laid. At that time a renewed interest in public archives was reflected in successive laws of 1834, 1844 and 1849 which inaugurated the present policy of recording vital statistics in cities and towns. The same concern for records found expression in a comprehensive act of 1851 requiring county commissioners, city governments and selectmen "to have all books of public record or registry...well and strongly bound, and other papers and documents filed and arranged in a careful and orderly manner convenient for examination and reference"; to provide "a suitable place for the safe keeping and preservation of the public records and other valuable documents where they shall be deposited and securely kept" and in no case to permit them to be removed "except upon summons in due form of law." (Acts and Resolves of Massachusetts, 1851, Ch. 161, Secs. 1, 2, 4.) Worn, mutilated or illegible records were to be copied by competent transcribers and the records were thenceforth to be open to public inspection.

In 1884 the governor and council were authorized by resolution of the General Court to appoint a suitable person to prepare for presentation to the next legislature a report on the condition of all public records of parishes, towns and counties. (Ibid., 1884, Ch. 65, p. 389.) Through the cooperation of federal census enumerators, use of special agents, correspondence with archival custodians, keepers of parish records, court clerks and other recording officials, the report was completed and issued in 1889. (Report on the Custody and Condition of the Public Records of Parishes, Towns and Counties, Carroll D. Wright, compiler, Boston, 1889.) This report, which listed in tabular form the principal record series of the various parishes, towns, courts and county offices, had an important influence on the record-keeping policy of the state. The immediate result was the establishment in 1892 of the office of commissioner of public records appointed by the governor and council for a three-year term. He was ordered "to take such action as may be necessary to put the public records of the counties, cities, towns, churches or religious societies of the commonwealth, in the custody and condition contemplated by the various laws relating to such records and to secure their preservation." (Acts and Resolves, 1892, Ch. 333, Secs. 1, 2.) An annual written report was required of him, stating the results of his labors and including recommendations for more effective keeping and preservation of public records. (Ibid., Sec. 4.) In 1898 the commissioner was authorized to expend money for the preservation of records. (Ibid., 1898, Ch. 67.) In 1913 his powers and duties were enlarged to include the public records of the state government as well. (Ibid., 1913, Ch. 485.) He is now called the supervisor of public records and is appointed by, holds office during the pleasure of, and performs his duties under the direction of, the secretary of the commonwealth. (General Laws of Massachusetts, 1932, Ch. 9, Sec. 4.) Today the supervisor of public records must approve the ink, typewriter ribbons, stamping pads and similar devices to be used on public records. (Ibid., Ch. 66, Secs. 2, 4.)





Every department, board, commission or office of a county for which no clerk is otherwise provided by law, is required to designate some person to enter all its votes, orders and proceedings in books, and to have custody of the same. (Ibid., Sec. 6.) Every person having legal custody of the public records is charged with the responsibility of causing such records to be properly and substantially bound; of causing incomplete records, insofar as possible, to be completed; and of causing fair and legible copies to be made regularly of all public records which are worn, mutilated or becoming illegible. (Ibid., Sec. 9.) He is furthermore required at reasonable times and under his supervision, to open them to public inspection and to furnish copies on payment of a reasonable fee. (Ibid., Sec. 10.)

### Fire Protection

When in 1746 the Boston courthouse burned, the House of Representatives took the precaution to have a duplicate copy of its records placed apart from the original. Not until some years later was there any legislation in the direction of fireproof housing for records. In 1811, however, the supreme judicial court and the court of common pleas were ordered to provide in each county "as soon as convenient, offices of stone or bricks, which shall be fire proof, well arranged and provided with suitable alcoves, cases and boxes, for the safe keeping of all records, files, papers and documents." (Acts and Resolves, 1811, Ch. VIII, Sec. 6.) The law of 1851 again required provision for "a suitable place for the safekeeping and preservation of the public records." (Ibid., 1851, Ch. 161.) A special act using practically the same language as that of the act of 1811 (supra) was passed in 1876 relative to the records of the registry of probate. (Ibid., 1876, Ch. 234, Sec. 1.) This act also permitted any judge of the supreme judicial court, upon application of the judge or register of probate for a particular county to certify the need of additional accommodations to the county commissioners "who shall thereupon proceed forthwith to provide such additional fire proof rooms and other accommodations as shall be necessary." (Ibid., Sec. 2.) Today the law requires county commissioners to "provide and maintain fire proof rooms, safes, and vaults for the safe-keeping of the public records" of the county, and, further, to "furnish such rooms with fittings of non-combustible materials only." (General Laws, Ch. 66, Sec. 11.)

### Destruction of Records

The earliest specific limitation imposed upon the destruction of records goes back to 1894 when it was provided that no books of record, no original papers dating earlier than 1800, and no reports of county, city or town officers should be destroyed. (Acts and Resolves, 1894, Ch. 356, Sec. 1.) Other papers might be destroyed seven years after the latest entry. (Ibid., Sec. 2.) In 1897 the above provisions, which applied only to the records of counties, cities and towns, were extended to those of the commonwealth, and it was further provided that "no such paper of any county, city or town shall be destroyed unless such destruction is approved by the commissioner of public records." The present system is well stated in the general laws of 1932: "Every original paper belonging to the files of the commonwealth,





or of any county, city, or town, bearing date earlier than 1800, every book of registry or record, every town warrant, every deed to the commonwealth or to any county, city, or town, every report of an agent, officer or committee relative to bridges, public ways, sewers or other state, county or municipal interests or matters not required to be recorded in a book and not so recorded, shall be preserved and safely kept, and every other paper belonging to such files shall be kept for seven years after the latest original entry therein or thereon, unless otherwise provided by law; and no such paper shall be destroyed without the written approval of the supervisor of records." (Ibid., Sec. 8.)

A law of 1937 covers the destruction of district court records. "Any district court may destroy complaints, warrants, documents and other papers in criminal cases, and writs, declarations, petitions and other papers in civil causes, filed in said court as completed business for not less than twenty years, except dockets and record books, and shall enter the facts of such destruction upon the records of the court. Thereafter the dockets and record books and minutes and entries shall be admissible as evidence of the facts stated therein." (Ibid., 1937, Ch. 59.)

The only important series of Essex county records noted in the 1889 Report on the Custody and Condition of the Public Records not listed in this inventory, is a group of fifty-three volumes of records of notaries public. (Cf. Report of Public Records, op. cit., p. 341.) Diligent search was made for these volumes and only abandoned upon the assurance by the court clerks that the volumes were no longer there. Presumably these volumes were destroyed between 1889 and 1894.

The only other conspicuous dereliction in the enforcement of the law relating to records concerns the failure of thirty-eight of the sixty-three trial justices who have served in Essex County to deposit their records with the clerk of courts upon the expiration of their terms of office. (General Laws, Ch. 219, Sec. 11.) No doubt the records of undetermined origin (entries 600 to 607) are the records of one or more trial justices, and an attempt to discover the source of these records should be made. An effort should also be made to locate the missing trial justice records (pp. 207 to 224) and a watch kept for their appearance.

### Photographic Processes

An important provision relative to photographic processes was passed in 1936 as follows:

'Record' shall mean any written or printed book, paper, photograph, map or plan. All public records other than maps or plans shall be entered or recorded on paper made of linen rags and new cotton clippings, well sized with animal sizing and well finished, and preference shall be given to paper of American manufacture marked in water line with the name of the manufacturer. Public records may be made by handwriting, or in print, or by typewriting, or by the photographic process or by any combination of the same. When the photographic



process of making records is used, the recording officer, in all instances where the photographic print is illegible or indistinct, may make, in addition to said photographic record, a typewritten copy of the instrument which shall be filed in a book kept for that purpose. In every such instance, the recording officer shall cause cross-references to be made between said photographic record and said typewritten record. If in the judgment of the recording officer an instrument offered for record is so illegible that a photographic record thereof would not be sufficiently legible, he may in addition to making the record thereof, retain the original in his custody, and a photographic record thereof shall be given to the person offering the same for record, or to such person as he may designate.

Subject to the provisions of sections one to nine, a recording officer adopting a system which includes the photographic process shall thereafter cause all records made by said process to be inspected at least once in every three years, correct any fading or otherwise faulty records and make report of such inspection and correction to the supervisor of records. (Acts and Resolves, 1936, Ch. 305.)

This provision undoubtedly allows the use of microfilming, but a specific law should be enacted permitting this process. The advantages of microfilm copies of records should be obvious. The non-inflammable acetate film has been determined by tests to compare favorably with the best rag paper in durability. If fading occurs at any time, copies can be quickly and cheaply made. Microfilm copies are absolutely accurate and, under certain conditions, more legible than the original documents. A further great advantage is the saving in storage room, as a roll of microfilm occupies only a small part of the space required for the original material. Finally, microfilm copies can be prepared for a fraction of the cost of handwritten or typed copies; and are far cheaper than photostatic or other reproductions.

It is therefore recommended that the possibilities inherent in this process be investigated by the register of deeds, the register of probate and the clerk of courts primarily, but also by other county officials. The benefits of this new technique which is making rapid strides in other fields should not long be denied the keepers of county archives.

### Titling

A general improvement which could be made in the titling of many of the records is revealed by the large number of assigned titles which appear throughout the inventory. These assigned titles are intended to indicate more precisely the true nature of the record. If, when the opportunity arises either through the purchase of new volumes or filing cases, or the renewal of labels on existing containers or volumes, a better titling of records could be obtained, the clerks using these records, as well as the general public, would benefit. Often those handling records day in and day out are precluded by the very closeness of their contact from perceiving



the real nature of the record from the public point of view. The assigned titles in the inventory are intended as an aid and not as a final judgment in the more accurate titling of records.

### Consolidation and Combination of Records

Certain current records series should be studied with a view to consolidation. Entry 11, Pay Roll, found among the county commissioners' records should be examined together with entry 698, Receipts and Expenditures in the treasurer's office. If it be found that the pay roll information is adequately covered by the latter of these records, the former might justifiably be dispensed with, or pay roll totals only be recorded in the latter. Entry 330, Receipt Books (Fine, Restitution, and Nonsupport Payments) should be studied with a view to combining it with entry 327, Cash in the probation office of the District Court of Southern Essex at Lynn. In the Essex County Training School it might be found advisable to consolidate (Progress of Truants), entry 675, with (Records of Truants), entry 674, since these appear to embody virtually the same information. Again in the Tuberculosis Hospital the information contained in Admission Book, entry 784, could possibly be covered by slight changes in Admissions and Discharges, entry 783, and the former record discontinued.

In a few cases separation, not consolidation of record series is needed. In the District Court of Eastern Essex at Gloucester, papers concerned with the poor debtor and supplementary processes are included in Civil Cases (Original Papers), entry 386, and would be more readily accessible if kept in a separate file. A similar condition is found in the Second District Court of Essex at Amesbury, entries 417, 419, and in the Third District Court of Essex at Ipswich, entries 451, 452. A physical regrouping of excessively scattered series of volumes such as those in entry 11 should be made.

### Indexing

In general, indexing is adequate for all records in this inventory. In court records, dockets or case summaries are usually arranged alphabetically by name of defendants or litigants and therefor serve as indexes to the original case papers in addition to the more convenient card index series themselves.

### General

The extended record of the county commissioners (entry 7) should be completed for the period 1927 to date.





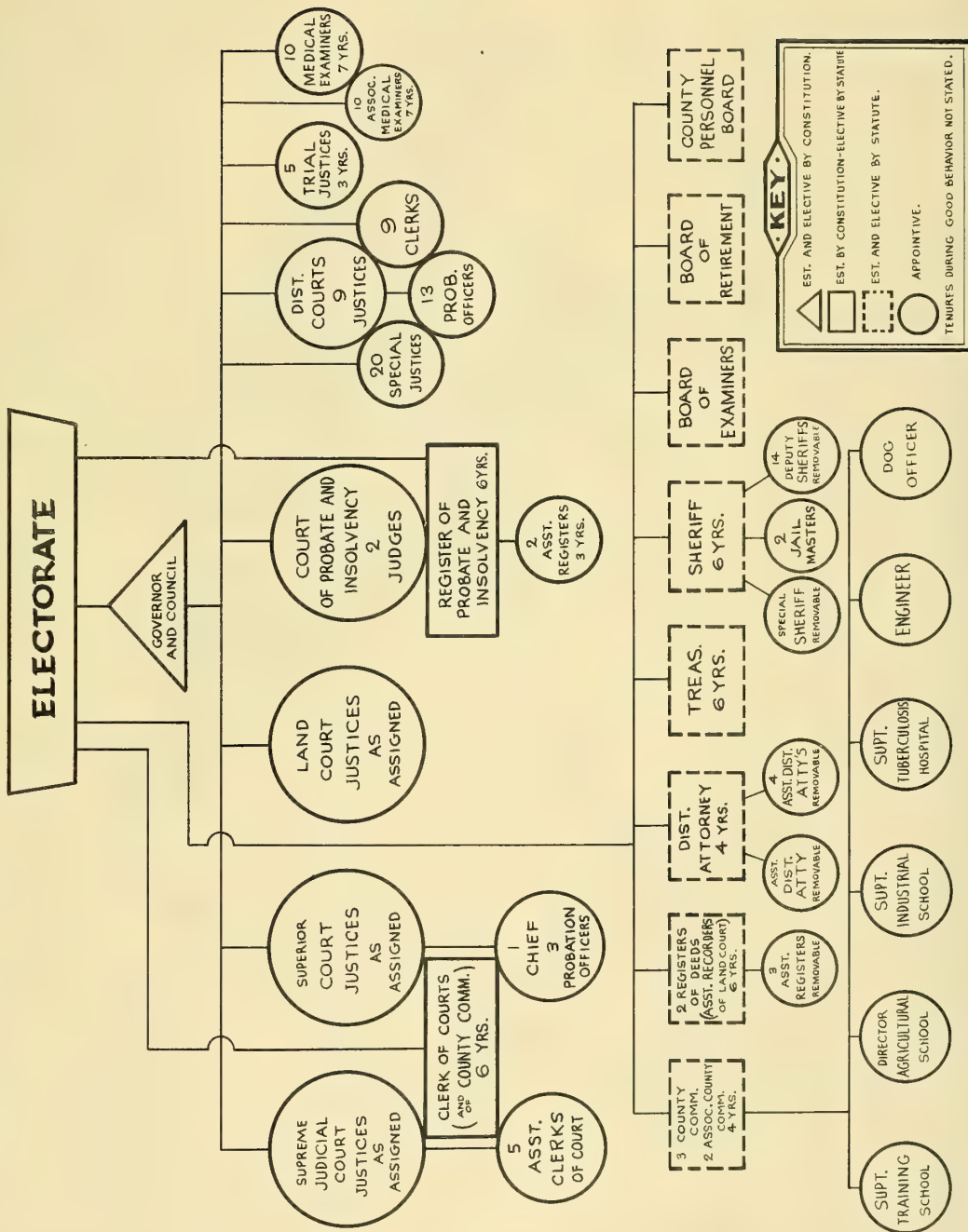








TABLE OF POPULATION, TAXABLE VALUATION AND AREA

CITY OR TOWN	POPULATION CENSUS 1935	TAXABLE VALUATION 1935	AREA SQ. MI.
Amesbury	10,514	\$ 9,815,557	13.81
Andover	10,542	18,884,941	31.99
BEVERLY	25,871	45,895,474	15.36
Boxford	726	1,516,627	24.39
Danvers	13,884	14,163,373	13.84
Essex	1,486	2,019,404	14.38
Georgetown	2,009	2,008,318	13.27
GLOUCESTER	24,164	41,402,594	26.45
Groveland	2,219	1,662,553	9.37
Hamilton	2,235	6,016,008	14.99
HAVERHILL	49,516	57,045,222	35.83
Ipswich	6,217	7,045,589	33.35
LAWRENCE	86,785	106,559,876	7.24
LYNN	100,909	145,888,476	11.21
Lynnfield	1,896	4,035,834	10.49
Manchester	2,509	12,266,880	7.72
Marblehead	10,173	20,689,698	4.42
Merrimac	2,209	1,539,185	9.03
Methuen	21,073	20,366,021	23.05
Middleton	1,975	2,155,927	14.46
Nahant	1,748	6,252,371	1.06
Newbury	1,576	2,220,924	24.34
NEWBURYFORT	14,815	13,373,451	8.91
North Andover	7,164	9,383,269	27.83
PEABODY	22,082	24,530,289	16.81
Rockport	3,634	6,075,539	7.08
Rowley	1,495	1,503,696	19.03
SALEM	43,472	61,142,467	8.18
Salisbury	2,245	3,541,512	16.13
Saugus	15,076	15,713,854	11.58
Swampscott	10,480	27,268,571	3.10
Topsfield	1,113	4,012,594	12.86
Wenham	1,196	4,011,097	8.21
West Newbury	1,475	1,513,561	14.66
Total	504,483	\$701,520,752	514.43





### 3. THE HOUSING, CARE AND ACCESSIBILITY OF THE RECORDS

#### Explanatory Note

Physical conditions in the depositories of Essex County are summarized in tabular form in the following section. Terms used in the tables are as follows:

Depository -name of office or room or vault number.  
Location -number of floor in building.  
Dimensions -length by width by height in feet.  
Cu. ft. -cubical contents.

Class of Const. -1st class construction, completely fireproof; 2nd class, fireproof exterior; 3rd class, not fireproof.

Shelving -material of which shelving is constructed.  
Contain. -material of which containers are constructed.

Light -qualified as "good", "fair" or "poor".

Phys. Cond. -physical conditions, i.e. degree of dampness, dustiness, etc. denoted by terms "good", "fair" or "poor".

Accessibility -the ease with which records can be found denoted by "good", "fair" or "poor".

Arrangement -degree of orderly arrangement of records denoted by "good", "fair" or "poor".

Departments Using -departments, offices or officials having records in the depository.

% Dept. Rec. -approximate percentage of department records located in the depository.

Fut. Cap. -the future capacity for additional records is indicated by "ample", "some" or "none".

\* \* \*

In general, county records in Massachusetts are better housed and cared for than those of the cities and towns. Whether this is due to the fact that county officials usually have longer tenures of office than local officials, and thereby develop a keener interest in the keeping of records; or whether it is due to the greater proportion of county records, particularly those pertaining to the courts, to land ownership and to the transfer of property, which are subject to public scrutiny and inspection, need not be settled here. It is true, nevertheless, in Essex County, as elsewhere in Massachusetts, that county records are generally well kept, stored in dry, fireproof vaults and accessible to the public at reasonable times. To this general statement there are exceptions, some of them important, which will be noted in the following detailed account of the various depositories.

A general exception in Essex County, however, may be noted here. The multiplication of records resulting from the passage of time and the growth of population has strained the capacity of nearly all storage depositories. The offices which have space for the normal accretion of records, even for the next decade, are few. More than half the vaults of the county are completely filled and unable to absorb current records without wholesale destruction of



older records which should be preserved. The county officers are not unware of this condition as "practically all county officials claim that their quarters are inadequate and feel that some means of enlargement is necessary." (Boston Sunday Herald, December 13, 1936.)

The oldest building of the county group, the County Commissioners Building at 34 Federal Street, Salem, now houses the offices of the county commissioners, treasurer and engineer. The office of the probation officer of the superior court also is in this building but all of his records are kept in the Superior Court Building, 40 Appleton Street, Lawrence. The County Commissioners Building was constructed of native granite in 1839 and is still in excellent condition. At present it contains the following depositories of records:

COUNTY COMMISSIONERS BUILDING -- 34 FEDERAL STREET, SALEM.													
DEPOSITORY		LOCATION	DIMENSIONS	CUBIC FT.	CLASS OF CONSTRUCTION	CONTAIN.	LIGHT	PHYSICAL CONDITION	ACCESSIBILITY	ARRANGEMENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
			L.xW.xH.										
		2nd. fl.	20x20x20	8,000	2nd	Steel	Steel	Good	Good	Good	Eng.	25	Ample
		2nd. fl.	60x20x20	24,000	2nd	Steel	--	Good	Good	Good	Eng.	75	Ample
		1st. fl.	30x20x15	9,000	2nd	Wood	--	Good	Good	Good	Comm.	10	Some
		1st. fl.	30x20x15	9,000	2nd	Steel	Steel	Good	Good	Good	Treas.	15	None
		1st. fl.	15x10x15	2,250	2nd	Wood	Wood	Good	Good	Good	Treas. Retirement Bd.	5	None
		1st. fl.	10x8x8	640	1st	Steel	Steel	Good	Good	Good	Treas.	35	None
		1st. fl.	20x10x15	3,000	2nd	Steel	Steel	Good	Good	Good	Treas. Retirement Bd.	75	None
		1st. fl.	20x10x15	3,000	2nd	Steel	Steel	Good	Good	Good	Treas.	17	None
		1st. fl.	12x10x10	1,200	1st	Steel	Steel	Poor	Poor	Poor	Treas.	17	None
		1st. fl.	9x4x10	360	1st	Steel	--	Poor	Poor	Poor	Comm.	1	None
		1st. fl.	30x20x10	6,000	1st	Wood	Wood	Poor	Fair	Poor	Treas.	10	None
		1st. fl.	30x20x10	6,000	1st	Wood	Wood	Poor	Fair	Poor	Treas. Superior Ct.	1	None
		1st. fl.	30x20x10	6,000	1st	Steel	Steel	Poor	Poor	Poor	Comm.	3	None
		1st. fl.	30x20x10	6,000	1st	Paper	Paper	Poor	Poor	Poor	Dist. Atty.	2	None
		1st. fl.	30x20x10	6,000	1st	Paper	Paper	Poor	Poor	Poor	Supr. Jud. Ct.	1	None
		1st. fl.	30x20x10	6,000	1st	Paper	Paper	Poor	Poor	Poor	Ct. of Com. Pl.	5	None
		1st. fl.	30x20x10	6,000	1st	Paper	Paper	Poor	Poor	Poor	Ct. of Com. Pl.	10	None



It will be noted from the foregoing chart that although there is no room for expansion, ten percent of the county commissioners' records are satisfactorily housed in their office, with eighty-seven percent located in the office of the clerk of courts and the remaining three percent in the storeroom and Vault No. 2 in the basement. The office and drafting room of the engineer are ample to house his records. The more voluminous records of the treasurer, however, fill his office and consultation room, his office vault and two vaults in the basement, besides occupying some space in a basement shared jointly with the clerk of courts, district attorney, county commissioners, supreme judicial court and the court of common pleas. Conditions in the storeroom are poor and the records are poorly arranged. The records of the treasurer have increased tremendously in volume during recent years, filling his vaults to capacity so at present there is no room for expansion. The basement vaults of the treasurer are dark, dusty, crowded, poorly ventilated and difficult to keep in order.

Recommendations. At least one additional vault and possibly two are urgently needed in this building. They should be constructed of fireproof brick in the basement where there is ample space. The maximum cost of labor and material for one vault measuring approximately 12' x 10' x 10' and built with one of the walls of the building as an abutment should not exceed \$520.00, and for two vaults, \$1,000.00. This cost could probably be substantially reduced if WPA labor were utilized.

The Superior Court Building, adjoining the County Commissioners Building, was constructed of red brick in 1861. The following depositories are located here:

72.

SUPERIOR COURT BUILDING - 36 FEDERAL ST., SALEM													
DEPOSITORY	LOCA- TION	DIMEN- SIONS. L.xW.xH	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Dist. Atty. Off.	1st fl.	18x14x10	2,520	2nd	Wood Counter	Steel	Good	Good	Good	Good	Dist. Atty.	99	Ample
Off. of Clerk of Courts	1st fl.	40x20x15	12,000	2nd	Steel	Steel	Good	Good	Good	Good	Old Norfolk County Quarter Sess. Ct. Ct. of Prob. and Insolvency Supreme Jud. Ct. Ct. of Comm. Pleas County Comm.	25 100 5 93 88 87	None
Va. - Judges' Lobby	1st. fl.	15x6x8	720	2nd	Wood	---	Good	Good	Good	Good	Superior Court Supreme Judicial Court	3 2	None





On the right of the entrance is the district attorney's office. Beyond this are two court and jury rooms on the first and second floors, respectively, used for sessions of the superior court. Adjoining the courtroom on the second floor is an office of the sheriff used only when the court is in session, the main office of the sheriff being located in the Essex County Jail and House of Correction. There is a small vault off the judges' lobby adjoining the courtroom on the first floor which is reserved for records of the judges, for exhibits in court cases, and for some naturalization records. The office of the clerk of courts is on this floor. Around the walls of his office, reached partly by a balcony, are kept all the higher court records of Essex County from 1636 to date. Although containers and racks are of modern design, this office on the whole is congested and has few possibilities for expansion.

The most modern building of the county group is the Registry of Deeds and Probate Court Building, 40 Federal Street, Salem. This building was constructed of granite in 1909. The first floor is occupied by the registry of deeds and the land court of the south district, the second by the court of probate and insolvency and the registry of probate. It contains the following depositories:

REGISTRY OF DEEDS AND PROBATE COURT BUILDING - 40 FEDERAL STREET, SALEM

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH	CU. FT.	CLASS OF CONST.	SHELVING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Office of Reg. of Deeds	1st fl.	150x80x20	240,000	1st	Steel	Steel	Good	Good	Good	Good	Old Norfolk Co. Land Ct. So. Dist. Reg. of Deeds	75 100 100	Am- ple
Office of Reg. of Prob.	2nd fl.	150x80x20	240,000	1st	Steel	Steel	Good	Good	Good	Good	Reg. and Ct. of Prob. and Insol.	95	Am- ple
Storeroom	Basmt.	40x30x12	14,400	1st	Wood	Wood	Good	Good	Good	Good	Clerk of Dist. Ct. Ct. Rec. of Undeter- mined origin Ct. of Comm. Pleas Trial Justices	22 100 2 75	Am- ple

Facilities for the handling of the volumes of records and for their use by the public are excellent. All records are stored in fireproof, damp-proof containers. There is a large room adjoining the bookbinders' room in the basement of this building which has a number of larger wooden boxes containing some records of trial justices and some probate and district court papers. The balance of the records of the trial justices is kept in private offices, residences, town halls and police stations for the convenience of the justices.

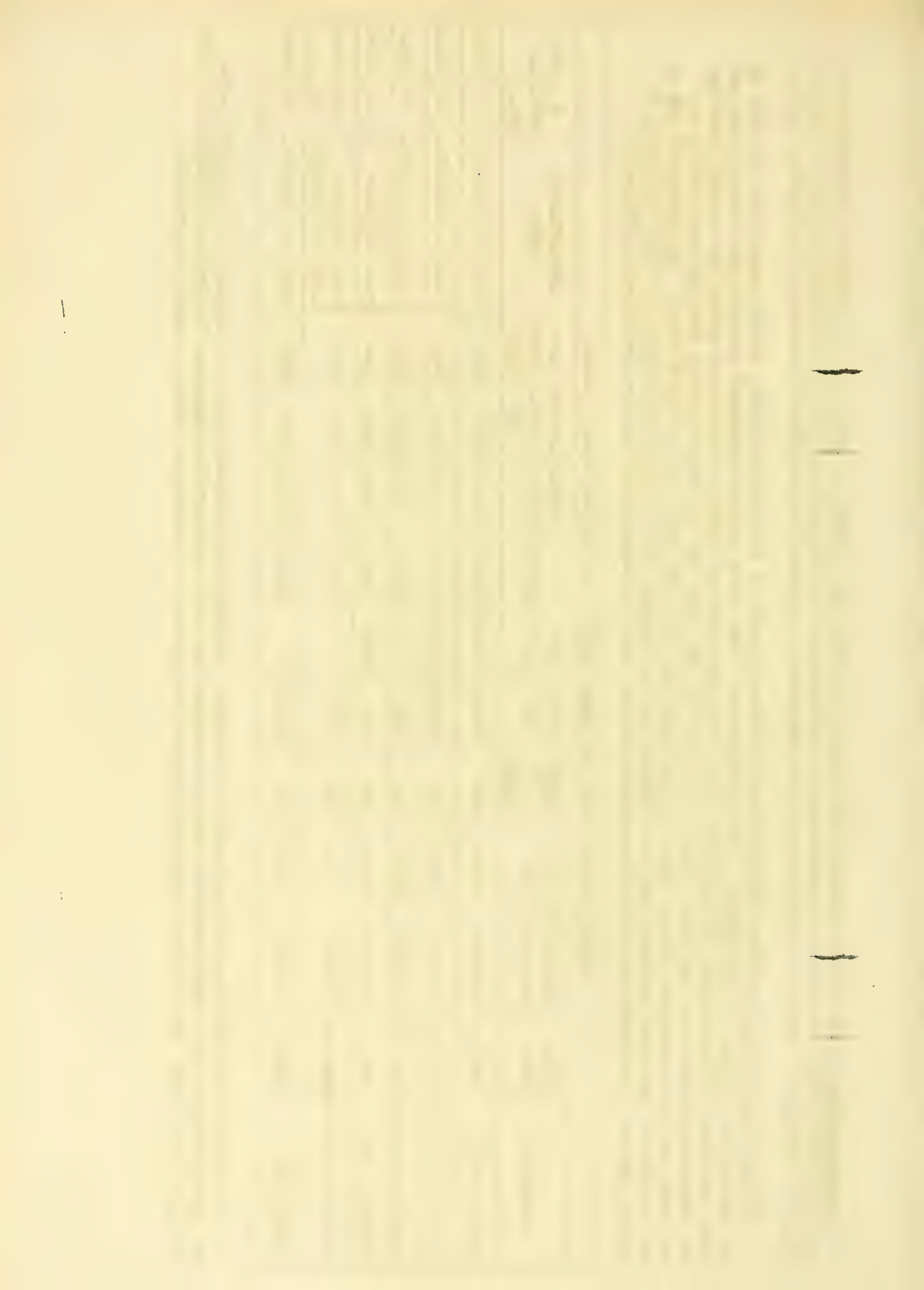


Recommendations With the exception of the probate records, the records in this storeroom should be transferred to some depository under the clerk's jurisdiction. A vault similar in size and cost to that recommended for the county treasurer (see p.72 ) should be constructed in the basement to receive the overflow of records of the probate court.

The building housing the First District Court of Essex County at 31 Central Street, Salem, constructed in 1914 of red brick, is, although not fireproof, a modern structure. The Salem police department occupies the first floor; and other municipal offices occupy the basement floor. The courtroom and office of the clerk are on the second floor and the probation office is on the third floor. The clerk of the court has one vault opening from his main office and one vault in the basement as well as space in the probation officer's vault on the third floor. Approximately 22% of the records of the First District Court are located in the basement storeroom of the Registry of Deeds Building, 40 Federal Street. The condition of the depositories in the court building itself may be summarized as follows:

FIRST DISTRICT COURT OF ESSEX COUNTY, 31 CENTRAL STREET, SALEM													
DEPOSITORY	LOCA- TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT CAP
Clerk's Off.	2nd fl.	40x12x10	4,800	2nd	Steel	Steel	Good	Good	Good	Good	Clerk of Dist.Ct.	20	None
Clerk's Off. Va.	2nd fl.	7x6x10	420	1st	Steel	Steel	Good	Good	Good	Good	Clerk of Dist.Ct.	25	None
Clerk's Priv.Off.	2nd fl.	20x10x10	2,000	2nd	Wood	---	Good	Good	Good	Good	Clerk of Dist.Ct.	8	None
Probation Off.	3rd fl.	20x12x10	2,400	2nd	---	Steel	Good	Good	Good	Good	Prob. Officer	60	None
Probation Off. Va.	3rd fl.	7x6x10	420	1st	Steel	---	Good	Good	Good	Good	Prob. Officer Clerk of Dist.Ct.	40 5	None
Clerk's Va.	Basmt.	7x6x10	420	1st	Steel	---	Good	Poor	Poor	Poor	Clerk of Dist.Ct.	20	None

It will be noted that there is no room for expansion, although the available space is adequate for present needs. The basement vault is in poor condition, badly ventilated and with considerable dampness. Records are crowded and their arrangement is poor. There are no accommodations near this vault for persons who wish to consult the records.





Recommendations. It is recommended that the records be removed and the basement vault thoroughly cleaned and waterproofed. The vault should be extended for at least double its present length. This could be done by knocking out the front and rear walls and bricking up the doors of the small rooms adjoining the vault. It would be necessary to shift the steel door from its present position to the corridor side of the vault. The cost of such an alteration should not exceed \$300.00 for labor and \$50.00 for material. It might prove more feasible to construct a new and larger fireproof vault elsewhere in the basement. A vault 8'x10'x10'H. could be constructed of fireproof brick using a wall as an abutment at a cost not exceeding \$300.00 for labor, and \$170.00 for material. If done by W P A labor the cost of this work could be considerably reduced.

The Jail and House of Correction on St. Peter Street, Salem, was built of granite in 1813, and remodeled in 1884. The reception room and sheriff's office are on the first floor, with cells on this level and on two levels above reached by a staircase. A chapel on the third floor contains a wooden closet with some records. The attic is reached by a ladder through a trap door from the third floor. The condition of the depositories is as follows:

JAIL AND HOUSE OF CORRECTION - ST. PETER STREET, SALEM													
DEPOSITORY	LOCA- TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Reception Rm.	1st fl.	50x25x30	37,500	2nd	Wood	Steel & Wood	Good	Good	Poor	Poor	Jail and House of Correction	50	None
Sheriff's Off.	1st fl.	15x12x30	5,400	2nd	Wood	Steel	Good	Good	Poor	Poor	Jail and House of Correction	15	None
Closet	2nd fl. Chapel	3x4x10	120	2nd	Wood	---	Good	Fair	Good	Good	Jail and House of Correction	5	None
Attic	3rd fl.	150x38x15	85,500	2nd	None	Wood	None	Very Poor	Very Poor	Very Poor	Jail and House of Correction	30	None

Records in the reception room and sheriff's office are crowded and poorly arranged. A large counter with stools is available for those who wish to consult the records. Records in the chapel closet are few and fairly accessible. It is very difficult to gain access to the attic. A ten-foot ladder has to be carried up a narrow staircase to the second floor and placed upright beneath the trap door which is unlocked with considerable difficulty. The attic is only partially floored, and must be negotiated with the utmost care. Meager light flows from two small casement windows and a flashlight must be used. In many cases records have fallen through holes in the floor. Since ventilation is extremely poor, the air is dry and hot. All records are covered with two inches of dust and respirators are necessary. The records are in extreme disorder, lying on the floor or thrown indiscriminately into wooden trunks.





Recommendations. A vault 20'Lx10'Wx8'H should be constructed of fireproof material in the basement of the building using the back and side walls as abutments. All except current office records should be housed in this vault. The cost of materials and labor for such a vault should not exceed \$270.00 and \$400.00 respectively, a total of \$670.00. The use of W P A labor, again, would reduce this cost considerably.

The original structure housing the superior court located at 40 Appleton Street, Lawrence, was constructed in 1859. An addition larger than the original building was built in 1902. Today the building is a three story fireproof building of brick with freestone trimming. The office of the district attorney and of the clerk, the grand jury room and the private office of the registry of deeds are on the first floor of the older portion of the building now known as the eastern wing. The registry of deeds, land court and probate courtroom occupy the western wing, and two storerooms, in the basement. The records of the registry of probate are kept in Salem. A law library and two courtrooms, first and second sessions, are also located on the second floor. There is another office called the record room on the third floor with files in the adjoining anteroom and some records in a partially closed-off corridor off the third floor stair landing. The condition of depositories and vaults in this building is as follows:

SUPERIOR COURT BUILDING - 40 APPLETON STREET, LAWRENCE.													
DEPOSITORY	LOCA- TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONSTR.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT CAP.
Off. of Clerk of Courts	1st fl.	17x14x15	3,570	1st	None	Steel	Good	Good	Good	Good	Clerk of Courts	Temp Only	Ample
Reg. of Deeds	1st fl.	50x40x15	30,000	1st	Steel	Steel	Good	Good	Good	Good	Reg. of Deeds, Land Ct. No.Dis.	70 100	Ample
Storeroom	Bsmt.	45x35x12	18,900	1st	Wood	Paste- board	Good	Good	Good	Good	Reg. of Deeds	20	Ample
Storeroom	Bsmt.	18x14x12	3,024	1st	Steel	Steel	Good	Good	Good	Good	Reg. of Deeds	10	Ample
Prob.Off.Safe	2nd fl.	4x2½x3	30	1st	Steel	Steel	Good	Good	Good	Good	Prob. Officer	10	None
Record Room	3rd fl.	20x14x10	2,800	1st	Steel	Steel	Poor	Good	Good	Good	Prob. Officer	60	None
Anteroom	3rd fl.	12x6x10	720	1st	Wood	Wood	Poor	Poor	Poor	Poor	Prob. Officer	25	None
Closet	3rd fl.	4½x2½x10	112.5	1st	None	Wood	Poor	Poor	Poor	Poor	Prob. Officer	5	Ample

Due to the fact that the records of the superior court, except those pertaining to naturalization, are kept only temporarily in the clerk's office at Lawrence and permanently in his office at Salem, the space in the Lawrence office of the clerk of court is sufficient for records of that court. A three-drawer steel filing case costing approximately \$20.00 should be purchased to receive the naturalization records now stacked on top of the cabinet. The records of the



registry of deeds are, as in Salem, in excellent condition with space for additional stacks sufficient for the next decade. The large basement storeroom used by the register of deeds would be ample if certain changes were made following the suggestions below.

Recommendations. The five windows of basement storeroom number one should be bricked up and fireproof doors installed at the two entrances at an approximate expense of \$160.00 for labor, and \$100.00 for materials. If done by WPA labor, the cost should be even less. The long-range shelving need should be met by the purchase of steel-stack shelving to replace the improvised wooden shelving. This should be erected on each of the brick columns in the center of the room and should be placed around the north and east walls with metal card boxes to store the index cards which are now kept in pasteboard boxes. The adoption of such measures will also greatly lessen the fire hazard. The steel cabinet which contains all the maps of land in northern Essex County now in the small room adjoining storeroom No. 1, should be placed in the storeroom. The office and record room on the third floor are overcrowded. The overflow of records from the record room has been stored in wooden boxes, loose records being stacked under the eaves in a closet off the third floor landing. Filing cases line the corridor or anterooms. It is recommended that the unused basement of the probate court wing of the building be converted into an office for the probation officer and his three assistants. This room 40 feet long by 30 feet wide by 12 feet high affords ample space for such an office. A vault approximately 12'x10'wx12'H should be built in the northwest corner using the outside walls as abutments. The cost of such a vault should not exceed \$140.00 for material and \$240.00 for labor, sums which could be substantially reduced if WPA labor were used. Access to this office would be gained by the stairway from the main corridor. For the greater convenience of the public a door could be constructed in the north wall and four stairs built within the building.

The Jail and House of Correction, 81 Auburn Street, Lawrence, is a solid granite structure built in 1854. It has no vaults. Current records are kept on wooden shelves and in steel filing cases in the office of the deputy sheriffs to the right of the entrance and in a safe in the main office. The older records are kept in a closet in the storeroom on the second floor. The condition of the records is summed up in the following table:

JAIL AND HOUSE OF CORRECTION, 81 AUBURN STREET, LAWRENCE.

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	AR- RANGE-	DEPARTMENTS USING	% DEPT REC.	FUT. CAP.
Sheriff's Off.	1st fl.	35x9x11	3,465	1st	Wood	Wood	Good	Good	Good	Good	Jail & House of Correction	40	Ample
Storeroom	2nd fl.	20x20x19	7,600	1st	Wood	Wood	Good	Good	Very Poor	Poor	Jail & House of Correction	45	None
Safe-Main Off.	1st fl.	2x3x3	18	1st	Steel	Steel	Good	Good	Good	Good	Jail & House of Correction	15	None





Current records in the office of the sheriff are in good condition with adequate facilities for consultation. The closet in the second floor storeroom is filled to capacity and the records here were found to be in great disorder. The construction of a vault of fireproof brick approximately 12'x10'x11'H is recommended on the left side of this storeroom. The cost of material and labor for this vault should not exceed \$360.00 and \$225.00 respectively. If constructed by WPA labor the cost would be considerable less.

The Essex County Training School, 165 Marston Street, Lawrence, is a three-story red brick building constructed in 1910, with a northern wing added in 1926. Records are kept in the superintendent's office and a small adjoining room in the northeast corner of the building, first floor. There is also a large storage room in the southeast corner of the building, second floor, not now used for records. The condition of the depositories is as follows:

ESSEX COUNTY TRAINING SCHOOL, 165 MARSTON STREET, LAWRENCE

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH	CU. FT.	CLASS OF CONST.	SHELVING	CONTAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	ARRANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Supt. Office	1st.fl.	20x15x9	2,700	2nd	----	Steel	Good	Good	Good	Good	Essex County Training School	30	Ample
Adjoining Rm.	1st.fl.	5x10x9	450	2nd	Wood	----	Good	Good	Good	Good	Essex County Training School	70	Ample

Records in the above institution are subject to some fire hazard and to considerable danger from flood, the flood of 1933 having destroyed some of the records. A rather careless attitude toward records has characterized the terms of office of previous superintendents of this institution. The retiring superintendent in 1933, for example, is said to have taken a number of records of his term with him to Maine.

Recommendations. An effort should be made to retrieve the missing records of the former superintendent. In addition, a vault of fireproof brick should be constructed in the second floor storeroom. This vault should be at least 12'x10'x11'H. The cost of materials should not exceed \$210.00 nor the cost of labor \$325.00. If constructed by WPA labor the total cost should therefore not be more than \$535.00. Furthermore, all records should be transferred to this vault except the current records required for daily use in the superintendent's office. Such a step would eliminate both the fire and flood hazards to the records of this institution.

The District Court of Lawrence, 16 Lawrence Street, occupies a structure of white brick and sandstone erected in 1913. The first floor is occupied by the Lawrence police department, city marshal and inspector. The second floor contains the courtroom, the office of the clerk of the court, and the probation office. The offices and vaults containing county records are as follows:





## DISTRICT COURT OF LAWRENCE, 16 LAWRENCE STREET, LAWRENCE

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Clerk's Off.	2nd fl.	33x16x11	5,808	2nd	Wood	Steel	Poor	Good	Fair	Fair	Clerk of Court	30	None
Va. Clerk's Off.	2nd fl.	5x6x9	270	1st	Steel	Steel	Poor	Poor	Poor	Poor	Clerk of Court	35	None
Clerk's Priv. Off.	2nd fl.	10x9x9	810	2nd	Wood	Wood	Poor	Poor	Fair	Fair	Clerk of Court	5	None
Bsmt. Va.	Bsmt.	6x4x12	576	1st	Steel	Steel	Poor	Poor	Poor	Poor	Clerk of Court	30	None
Prob. Off.	2nd fl.	15x15x11	2,475	2nd	Wood	---	Good	Good	Good	Good	Prob. Off.	85	None
Va. Prob. Off.	2nd fl.	6½x3x9	176	1st	Steel	Steel	Good	Good	Good	Good	Prob. Off.	15	None

All offices and vaults in this building are excessively crowded with no room for expansion and no adequate facilities for consultation. The basement vault, particularly, is poorly ventilated and lighted, and is unusually damp. The condition of records in this vault was the worst encountered in any depository in Essex County. The vault was flooded in the spring of 1936 and never thoroughly dried out. Records are scattered loosely about the floor in great disorder and are undergoing rapid deterioration from dampness.

A new district courthouse with adequate storage facilities for records is badly needed. Although a bill providing for a new courthouse to adjoin the Superior Court Building at 40 Appleton Street was defeated in the 1937 session of the Legislature, it is to be hoped that funds will be provided in the next session.

Recommendations. All records in the basement vault and the overflow of records in the other offices and vaults should be transferred to the proposed basement storeroom, the construction of which has been recommended at the Superior Court Building, 40 Appleton Street. If, as is likely, the new district court building is built on an adjoining site, the transfer of these records to the new building will be a simple matter.

The Central District Court of Northern Essex, 79 Main Street, Haverhill, occupies a building which was originally a three-story private dwelling built in 1856. An addition to house the courtroom was built in 1928 of brick and sandstone. The property is leased from private owners for a twenty-year term beginning with 1928 with an option to purchase in fifteen years. The annual rental of \$6,000 now being paid would justify the construction, when the lease expires, of a modern courtroom costing between \$100,000 and \$150,000. The office of the clerk of the court is on the first floor at the right of the entrance. A private office and the clerk's vault open off this main office. The courtroom is in the addition in the rear. The probation office is on the second floor immediately above the office of the clerk of court. His current records are contained in a steel safe. So limited is the space for both these officials that the overflow of



records must be kept in wooden boxes on the floor and shelves of an attic storeroom. The condition of the offices and storeroom is as follows:

CENTRAL DISTRICT COURT OF NORTHERN ESSEX, 79 MAIN STREET, HAVERHILL													
DEPOSITORY	LOCA- TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Clerk's Off.	1st fl.	18x18x12	3,888	2nd	Steel	Steel	Good	Good	Good	Good	Clerk of Court	2	None
Clerk's Priv.Off.	1st fl.	14x16x12	2,688	2nd	Steel	Steel	Good	Good	Good	Good	Clerk of Court	3	None
Clerk's Va.	1st fl.	10x6x24	1,440	1st	Steel	Steel	Good	Good	Good	Good	Clerk of Court	65	None
Prob. Off.	2nd fl.	18x18x12	3,888	2nd	Steel & Wood	Steel & Wood	Good	Good	Good	Good	Prob. Off.	75	None
Attic Strm.#1	3rd fl.	16x16x9	2,304	3rd	Wood	Paste- board	Poor	Poor	Poor	Poor	Clerk of Court Prob. Off.	10 25	None
Attic Strm.#2	3rd fl.	16x16x9	2,304	3rd	Wood	Paste- board	Poor	Poor	Poor	Poor	Clerk of Court	20	None

It will be noted that, although the records in the clerk's office and vault and in the probation office are in good order, those in the attic storerooms are in considerable disorder, contained in wooden boxes or in steel filing boxes on wooden shelves, and hence subject to a substantial fire hazard.

Recommendations. A vault of fireproof brick should be constructed in the basement to receive the overflow of records from both offices. This vault should be at least 12'x8'Wx10'H and the cost of the materials and labor should not exceed \$560.00, using the rear wall of the building for an abutment.

The Second District Court of Essex County on Friend Street, Amesbury, is in a two-story building constructed in 1929 of red brick. The building is used jointly by the Amesbury police department which occupies the first floor and basement, and the district court, with the courtroom, the office of the clerk and of the probation officer on the second floor. A small part of the records of the probation office is located in the vault in the Town Hall. Offices and vaults containing county records in the courthouse are as follows:





SECOND DISTRICT COURT OF ESSEX COUNTY - 19 SCHOOL STREET, AMESBURY

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. ACCESS- COND. IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Courtroom	2nd fl.	39x26x18	18,252	2nd	Wood	---	Good	Good	Good	Clerk of Ct.	1	Ample
Clerk's Off.	2nd fl.	13x13x9	1,521	2nd	Steel	Steel	Good	Good	Good	Clerk of Ct.	3	Ample
Va.Clerk's Off.	2nd fl.	6x4x8	192	1st	Steel	Steel	Good	Poor	Poor	Clerk of Ct.	92	None
Prob. Off.	2nd fl.	9x9x9	729	2nd	---	Steel	Good	Poor	Poor	Prob. Officer	65	None
Prob.Off.Safe	2nd fl.	3x3x5	45	1st	Steel	Steel	Good	Good	Good	Prob. Officer	25	None
Police Chief's Off.	1st fl.	12x10x9	1,080	2nd	Wood	Wood	Good	Good	Good	Prob. Officer	5	None
Police Va.	1st fl.	7x10x4	280	1st	Steel	Steel	Good	Good	Good	Prob. Officer Clerk	4 4	None

Although there is some room for expansion in the courtroom, and in the clerk's anteroom and office, the total space available here is negligible, nor is this space suitable for the storage of permanent records. The clerk's vault and the probation officer's room and safe are excessively crowded, with no room for expansion.

**Recommendations.** In the probation office, the purchase of two additional steel filing cabinets at approximately \$50.00 each would solve the problem at least temporarily. The records of the clerk are, however, much more voluminous and only the construction of an additional vault will meet this condition. This vault could best be constructed in the basement, providing the walls are first waterproofed to eliminate dampness. This vault should be constructed of fire-proof brick, 12'Lx10'Wx10'H and should be built using the rear and side walls as abutments. The cost of materials and labor for this vault should not exceed \$235.00 and \$135.00, respectively, and the total cost if constructed by WPA labor, should not be more than \$135.00

The District Court of Newburyport at 4 Green Street, is a two-story structure of brick, built in 1921. The first floor is occupied by the Newburyport police department. The second floor contains the courtroom and the office of the clerk of the court and the probation officer. The condition of offices and vault is as follows:





## DISTRICT COURT OF NEWBURYPORT, 4 GREEN STREET, NEWBURYPORT

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Clerk's Off.	2nd fl.	12x6x12	864	2nd	Steel	Steel	Good	Good	Good	Good	Prob. Officer Clerk of Court	5	Ample
Clerk's Va.	2nd fl.	10x10x9	900	2nd	Steel	Steel	Good	Good	Good	Good	Prob. Officer Clerk of Court	50	Ample
Prob. Off.	2nd fl.	10x6x12	720	2nd	Wood	Wood	Good	Good	Good	Good	Prob. Officer	45	Ample
Storeroom	Bsmt.	10x12x10	1,200	2nd	Wood	Steel	Good	Good	Good	Good	Clerk of Court	5	Ample

Records in the above offices and vault are well-kept and orderly. Room for expansion can be secured in the basement vault of the police department which is only partially filled.

Recommendations. To reduce the fire hazard a large steel filing cabinet with eight drawers (12" x 12") for case histories, and twelve drawers (6" x 9") for card indexes should be purchased for the probation office.

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## DISTRICT COURT OF EASTERN ESSEX, 12 DUNCAN STREET, GLOUCESTER

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Clerk's Off.	2nd fl.	20x30x20	12,000	2nd	Steel & Wood	Steel & Wood	Good	Good	Good	Good	Clerk of Court	5	Ample
Clerk's Va.	2nd fl.	10x8x8	640	1st	Steel	Steel	Good	Good	Good	Good	Clerk of Court Prob. Off.	35 90	Ample
Probation Off.	2nd fl.	16x8x12	1,536	2nd	Wood	Wood	Good	Good	Good	Good	Prob. Off.	5	None
Bsmt. Va.No. 1	Bsmt.	8x6x8	384	1st	Steel	Steel	None	Fair	Poor	Poor	Prob. Off. Clerk of Court	5 30	Ample
Bsmt. Va.No. 2	Bsmt.	8x6x8	384	1st	Steel	Steel	None	Fair	Poor	Poor	Clerk of Court	30	Ample



The District Court of Eastern Essex at 12 Duncan Street, Gloucester, is a brick structure built prior to 1870. A fire in 1931 did some damage to the records in this building. The first floor is occupied by the Gloucester police department, the second, by the courtroom and offices of the clerk of court and probation officer. Records of both these officials are kept in a vault adjoining the clerk's office and two small vaults in the basement receive the overflow.

The basement vaults, although adequate for present needs, are poorly ventilated and the records poorly arranged. There are no lighting facilities whatever, a condition which should be remedied by the purchase of portable extension lamps. In general the entire building is outmoded and should be replaced as soon as possible by a modern structure.

The District Court of Southern Essex, 578 Essex Street, Lynn, was built of brick in 1908. The office of the clerk on the first floor contains the current records. In the rear of the building is the office of the probation officer, along with current records. A vault adjoins the main office of the clerk who also has a basement vault (No. 1). He shares another basement vault (No. 2) with the probation officer. The basement vaults are reached by a spiral staircase from the clerk's office. Although atmospheric conditions in the basement leave much to be desired, records are well preserved and well arranged. There is no overcrowding and facilities are adequate for present needs.

DISTRICT COURT OF SOUTHERN ESSEX, 578 ESSEX STREET, LYNN.

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Main Off. Va.	1st fl.	15x12x12	2,160	1st	Steel	Steel	Good	Good	Good	Good	Prob. Off. Clerk of Court	34 34	Ample
Prob. Off.	1st fl.	10x8x12	960	2nd	Steel	Steel	Good	Good	Good	Good	Prob. Off.	33	Ample
Bsmt. Va. No. 1	Bsmt.	15x12x12	2,160	1st	Steel	Steel	Good	Fair	Good	Good	Clerk of Court	33	Ample
Bsmt. Va. No. 2	Bsmt.	15x12x12	2,160	1st	Steel	Steel	Good	Fair	Good	Good	Prob. Off. Clerk of Court	33	Ample

Recommendations. By the installation of a steel stack system in basement vault No. 2 at a cost which should not exceed \$175.00, storage space for several years' accumulation of records could be provided.

The District Court of Peabody, 14 Lowell Street, was built of red brick in 1919. The courtroom and the offices of the clerk of court and of the probation officer are located on the second floor of this building. The clerk's office together with his adjoining vault is adequate so far as space is concerned, to house all records, but both are lacking in sufficient shelving.





# DISTRICT COURT OF PEABODY, 14 LOWELL STREET, PEABODY

DEPOSITORY	LOCA-TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Clerk's Off.	2nd fl.	16x18x11	3,168	2nd	Wood	Wood	Good	Good	Good	Good	Clerk of Court	10	Ample
Va.Clerk's Off.	2nd fl.	6x6x8	288	2nd	Steel	Steel	Good	Good	Good	Good	Clerk of Court	80	None
Storage Closet	2nd fl.	10x11x10	1,100	2nd	Wood	Wood	Good	Good	Good	Good	Clerk of Court	10	Ample
Prob. Off.	2nd fl.	18x10x11	1,980	2nd	Steel	Steel	Good	Good	Good	Good	Prob. Off.	50	Ample
Va.Prob.Off.	2nd fl.	3x6x8	144	2nd	Steel	Steel	Good	Good	Good	Good	Prob. Off.	50	Ample

Recommendations. New storage cabinets should be placed in the closet and would afford sufficient space for present and future needs of the clerk of court. The probation officer could use considerable additional shelf room. Steel shelving costing approximately \$100.00 in the storage closet would do much to improve the record-keeping facilities of these departments.

The Third District Court of Essex is located on the first floor of the Town Hall, a two-story frame structure, on South Main Street, Ipswich. The town and county offices and courtroom occupy the first floor. The clerk of the court and the probation officer occupy Rm. 6. The condition of the depositories may be summarized as follows:

## THIRD DISTRICT COURT OF ESSEX COUNTY, (TOWN HALL), SOUTH MAIN STREET, IPSWICH

DEPOSITORY	LOCA-TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBIL- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Rm. 6	1st fl.	12x18x11	2,376	3rd	Steel	Steel	Good	Good	Good	Good	Prob. Off. Clerk of Court	25 75	None
Safe, rm.6	1st fl.	6x4x6	144	1st	Steel	Steel	Good	Good	Good	Good	Prob. Off. Clerk of Court	75 25	None

Recommendations. In view of the lack of any room for expansion, the chief need is a larger office.





The Essex County Agricultural School is located at 562 Maple Street, Danvers. All buildings of this school are of modern brick construction. Records except those pertaining specifically to the homemaking division and kept in the Homemaking Building are found in the Administration Building. In general, current records may be found in the respective offices of origin, while the older records are stored in a room on the second floor. The facilities for the keeping of current records are adequate, but more attention should be paid to the storage of the older records in the storeroom. In all cases there is adequate heat, lighting and ventilation.

ESSEX COUNTY AGRICULTURAL SCHOOL, 562 MAPLE STREET, DANVERS.  
ADMINISTRATION BUILDING

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Main Off.	1st fl.	36x20x16	11,520	2nd	Wood Steel	Metal	Good	Good	Good	Good	Agric. School Agric. Agent	55 50	Ample
Dir.Priv.Off.	1st fl.	6x10x15	900	2nd	Wood Steel	Metal	Good	Good	Good	Good	Agric. School	5	Ample
Bus.Man.Off.	1st fl.	5x8x15	1,080	2nd	Wood	Wood Steel	Good	Good	Good	Good	Agric. School	20	Ample
Off. of Man. of Education	1st fl.	15x15x15	3,375	2nd	Wood Steel	Wood Steel	Good	Good	Good	Good	Agric. School Agric. Agent	10 20	Ample
Attic	2nd fl.	140x70x10	98,000	2nd	Wood	Wood	Poor	Poor	Fair	Poor	Agric. School Agric. Agent	10 5	Ample
Fut. Farmers of America - Rm.	2nd fl.	15x12x15	2,700	2nd	Wood	Wood	Good	Good	Good	Good	Agric. Agent	5	Ample

ESSEX COUNTY AGRICULTURAL SCHOOL, 562 MAPLE STREET, DANVERS.  
HOMEMAKING BUILDING

DEPOSITORY	LOCATION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Off. of Man. of Education	1st fl.	16x15x15	3,600	2nd	Steel	Steel	Good	Good	Good	Good	Agric. Agent	20	Ample



The buildings of the Essex County Tuberculosis Hospital, reached from Maple Street, Middleton, are of concrete, fire-proof construction. Current administrative records are kept in the executive office with older records in the adjoining vault. This vault although well lighted and ventilated is crowded, which makes it difficult to consult the records. The current records in the executive and medical doctor's offices are in steel containers, and readily accessible. Scattered records are found in the steward's office, in the school clinic office, treasurer's vault, X-ray room, and house-keeping department office all in the basement. The engineer's records are kept in the engineer's office in the power-house. The older X-ray films are stored in a carpenter's shop near the power-house because of the danger of fire. Current X-ray films which are noninflammable are stored in the X-ray room and in a small closet opening off the basement closet. Although the sanatorium was founded as recently as 1921, the storage facilities for records will soon be exhausted and throughout the building there is occasional crowding. In the near future the problem will have to be faced of providing additional storage facilities, either by converting space now devoted to other uses in the building, or perhaps by the construction of suitable vaults or storage sheds outside.

ESSEX COUNTY TUBERCULOSIS SANATORIUM, MAPLE STREET, MIDDLETON.

DEPOSITORY	LOCATION	DIMENSIONS L.x.W.x.H.	CU. FT.	CLASS OF CONST.	SHELV- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBILITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Exec. Off.	1st fl.	34x12x12	3456	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	7	Ample
Exec. Off. Va.	1st fl.	8x6x9	432	1st	Steel	Steel	Good	Good	Fair	Good	T.B. Sanatorium	4	None
Med. Off.-Front	1st fl.	17x13x12	2652	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	11	Ample
Med. Off.-Rear	1st fl.	12x6x10	720	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	11	Ample
Doctor's Off.	1st fl.	24x20x12	5760	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	3	Ample
X-ray Rm.-Clin. of	Bsmt.	25x10x8	2000	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	9	Ample
Va. X-ray Rm.	Bsmt.	8x8x9	576	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	3	Ample
Steward's Off.	Bsmt.	12x10x10	1200	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	4	None
Treas. Off.	Bsmt.	10x10x10	1000	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	2	None
Housekeeping Off.	Bsmt.	20x12x10	2400	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	3	Ample
Treas. Va.	Bsmt.	8x6x9	432	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	29	None
Chief Eng's Off.	Power House	8x8x10	640	1st	Steel	Steel	Good	Good	Good	Good	T.B. Sanatorium	14	Ample





The Essex County Industrial Farm located off Maple Street (rear of Essex County Tuberculosis Sanatorium) in Middleton, was established in 1918. The condition of the depositories may be summarized as follows:

ESSEX COUNTY INDUSTRIAL FARM, OFF MAPLE STREET, MIDDLETON													
DEPOSITORY	LOCA- TION	DIMENSIONS L.xW.xH.	CU. FT.	CLASS OF CONST.	SHEL-V- ING	CON- TAIN.	LIGHT	PHYS. COND.	ACCESS- IBLE- ITY	AR- RANGE- MENT	DEPARTMENTS USING	% DEPT. REC.	FUT. CAP.
Supt. Off.	1st fl.	15x10x9	1350	3rd	Wood	Wood	Good	Good	Good	Good	Superintendent	10	Ample
Safe-Supt. Off	1st fl.	3x3x2	18	1st	Steel	Steel	Good	Good	Good	Good	Superintendent	10	Ample
General Off.	1st fl.	12x8x8	768	3rd	Wood	Steel	Good	Good	Good	Good	Superintendent	10	Ample
Storeroom	1st fl.	22x20x8	3520	3rd	Wood	Wood	Good	Fair	Good	Poor	Superintendent	70	None

All the records are kept in a building of wooden construction which is not fireproof. With the exception of the records in the safe of the superintendent's office none of the records are in fireproof depositories. The current records are kept in the outer office in small filing cabinets, and the older ones are kept in the storeroom on the first floor. The records in the storeroom are poorly arranged and thrown up between the rafters.

Recommendations. The purchase of two large fireproof steel cabinet vaults is essential. There is ample room in the storeroom on the first floor for such vaults. Suitable vaults could be purchased for a sum not exceeding \$500. The present condition and arrangement of the records, with the exception of those in the storeroom, are satisfactory.





## 4. LIST OF ABBREVIATIONS, SYMBOLS AND EXPLANATORY NOTES

## General Abbreviations

alph.	alphabetically	ms(s).	manuscript(s)
amt.	amount	no.	number
approx.	approximate(ly)	numér.	numerically
arr.	arranged, arrangement	off.	office
art.	article	op. cit.	in the work cited
atty.	attorney	passim	here and there
ave(s).	avenue(s)	p., pp.	page, pages
aver.	average	pr.	printed
bldg.	building	prob.	probation
bsmt.	basement	ref.	reference
ch.	chapter	Rev.	Reverend
chron.	chronological(ly)	rd(s).	road(s)
co.	company	rm.	room
comm.	commissioners	sec(s).	section(s)
ct(s).	court(s)	st(s).	street(s)
cth.	courthouse	strm.	storeroom
dept(s).	department(s)	supra	above
discont.	discontinued	supt.	superintendent
dist.	district	T.H.	Town Hall
ed.	editor	treas.	treasurer
eng.	engineer	va.	vault
estab.	established	vs.	versus
et. al.	and others	vol(s).	volume(s)
ff.	following pages	--	current
fl.	floor	\$	dollars
hdw.	handwritten	£	pounds
ibid.	in same place cited	s.	shillings
idem	the same	d.	pence
Mass.	Massachusetts		

## Reference Abbreviations

Acts and ResolvesColonial RecordsThe Essex Antiq.The Essex Inst. Hist. Coll.The Geneal. Quart. Mag.General LawsHist. Coll. of the TopsfieldHist. Soc.Province LawsActs and Resolves of Massachusetts, 1780  
to dateRecords of the Governor and Company of the  
Massachusetts Bay in New England  
1678-1686The Essex AntiquarianThe Essex Institute Historical CollectionsThe Genealogical Quarterly MagazineGeneral Laws of MassachusettsHistorical Collections of the TopsfieldHistorical SocietyActs and Resolves of the Province of Massa-  
chusetts Bay, 1692-1780



Putnam's Monthly Hist. Mag.  
The New Eng. Hist. and Geneal.  
Register

Putnam's Monthly Historical Magazine  
The New England Historical and  
Genealogical Register

### Explanatory Notes

#### How to Use the Inventory

The first page for each office can be found in the table of contents. Although there is no general subject index, there is a title index which lists each entry number, exact and assigned titles, and the inclusive dates of each entry.

#### Titles

Exact titles are shown in upper case without parentheses. The contents of all untitled records are indicated by assigning titles to them. Records of this kind are shown in upper case enclosed by parentheses. When an exact title does not specify the true nature of the record, such information follows the exact title in lower case within parentheses. Any variation of title within a record series is always noted.

#### Dating

Dates of record series are generally given in years, except in the case of manuscript records found in the appendix. Double dating is used from January 1 to March 25, until the latter date in 1752 when the Julian calendar was replaced by the Gregorian in the colonies. Dates from January 1 to and including March 24 are therefore to be reckoned a year earlier by the Old Style than by the present New Style calendar.

#### Cross References

Cross references are made in each entry to records of the same series found in other entries. References to similar records are embodied in a separate line immediately following the entry. References below subject headings and following subheadings are made to other record series suggested by the headings or subheadings. Where no comment is made regarding prior or subsequent records, it is to be presumed that none were found.

#### Indexing

If there is no index to a record, the fact is stated in the entry. If no mention is made of the absence of an index, it is either contained in the entry or in a separate entry, immediately following it, if possible.



Condition of Records

If no comment is made regarding the condition of records, it may be assumed to be satisfactory.

Dimensions

Except where otherwise indicated, dimensions of volumes, file boxes, or maps are shown in inches; dimensions of volumes in the order of length along binding edge, width, and thickness; dimensions of file cases, boxes and drawers in the order of height, width and depth.

Location

The location noted is that of the date of the final field check of the inventory, approximately four months prior to publication. Many records, especially current ones, are in constant use by officials, and subject to frequent transfer from office to vault or from vault to office. Shifts from one vault to another also occur, but less frequently. The Historical Records Survey cannot guarantee that the record will be found in the location noted, but merely that the record was found there at the date of the inventory field check.





## I. OLD NORFOLK COUNTY

On October 6, 1641, the General Court decided that:

Whereas it appeareth that, by the extent of the line; (according to o<sup>r</sup> patent,) the ryver of Pascataquack is w<sup>th</sup>in the iurisdiction of Massachusetts...henceforth...the said people, inhabiting there are, and shalbee, accepted and reputed under the government of Massachusetts...Also they shall have the same order and administration of justice and the way of keeping courts as is established at Ipswich and Salem... Also, the inhabitants there are allowed to send two deputies from the whole river to the court at Boston. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, I, 342-43.)

When the Massachusetts Bay Colony was divided into four counties in 1643, this territory, comprising the towns of "Salsberry, Hampton, Haverhill, Excetter, Strawberry Banck and Dover," was incorporated as Norfolk County, (*Ibid.*, II, 38.) To escape confusing it with present Norfolk County, this county is generally referred to as "Old Norfolk." The region included all settled land between the Merrimack and Piscataqua Rivers, and all except Salisbury and Haverhill were destined eventually to become part of New Hampshire.

The Piscataqua settlements, although considered a part of Norfolk County, always kept distinct jurisdiction. Once or twice a year a court of associates composed of one or more of the commissioners chosen by the General Court from among the "principal gentlemen" of each town was held in one of the settlements. It had jurisdiction over all civil cases where debt or damages did not exceed twenty pounds. From it there was appeal to the great quarter court in Boston. In 1670, however, appellate jurisdiction was transferred to the Norfolk county court. (Belknap, Jeremy, The History of New Hampshire, 3 vols., Dover, New Hampshire, 1831, I, 30.) It is interesting to note that deputies to the General Court from Old Norfolk County were not required to be church members, as were deputies from Massachusetts towns. (Haynes, George H., "Representation and Suffrage in Massachusetts, 1620-1691," Johns Hopkins Studies in Historical and Political Science, Baltimore, 1894, XII, 420.)

The inhabitants of the Piscataqua settlements, apparently dissatisfied with their relationship to Massachusetts, declared in 1665 that "to their great greife they had been kept from the good they had expected by this connection" and requested that they might be joined to the province of Maine. (History of Rockingham and Stafford Counties, New Hampshire, Hamilton D. Hurd, ed., Philadelphia, 1862, p. 48.) These sentiments, along with charges of usurpation against Massachusetts by John Mason, one of the original patentees of New Hampshire, resulted in a hearing before the King's Bench in England. The decision handed down declared that not only did Massachusetts have no jurisdiction over New Hampshire, but also that Mason had no right to govern the territory which he claimed. Moreover, Portsmouth, Dover, Exeter, and Hampton were ruled to be outside the bounds of Massachusetts. (Barstow, George, The History of New Hampshire, 1614-1819, Concord, New Hampshire,



1842, p. 90.) There seems to have been no formal act of dissolution of Old Norfolk County. But in 1679 the General Court:

"...being sencible of the great inconvenience and charge that it will be to Salisbury, Haverhill and Amesbury to continue their County Court, now some of the towns of Norfolk are taken of, and considering that these townes did formerly belong to Essex County, and attended at Essex Courts..." ordered "...that those towns that are left be again joyned to Essex, and attend publick business at Essex Courts." (Colonial Records, V, 264.)

Inasmuch as a large portion of the territory which comprised Old Norfolk County is now a part of Essex County, records of the defunct county have been included in the Essex county inventory. When the General Court annexed Salisbury, Haverhill, and Amesbury to Essex County in 1679 (entries 1388-1390), it did not interfere with the keeping of records by those towns. Therefore, deeds of land not only in those towns but throughout the county were recorded as late as 1714. ("Norfolk County Records, 1649-1875," Essex Antiquarian, published by The Essex Institute, Salem, 1897, pp. 19-20.) In 1902, all public records of Old Norfolk County prior to 1681 found anywhere within the commonwealth, except those in the registry of deeds for the south district of Essex, were ordered to be deposited in the office of the clerk of courts for Essex County. (Acts and Resolves of Massachusetts, 1902, Ch. 311, Sec. 1.) For legislation pertaining to the recording of births, marriages and deaths (entry 4), see p. 93.

Except where otherwise noted, all records are in the registry of deeds office, first floor, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

1. (Copies of) NORFOLK DEEDS (Mortgages, and Wills), 1649-1714. 6 vols. Deeds, 1691-92, also in County of Norfolk, Births, Deaths (Marriages), Intentions, Earmarks, Strays, entry 4.

Deeds: Name, address of grantor, grantee; location, description, valuation of property; date of deed. Mortgages: Name, address of mortgagor, mortgagee; location, description, valuation of property; amt. of mortgago, date of transaction. Wills: Name, address of testator; description of property; names, addresses of recipients; date of will. Arr. chron. Hdw. 500 pp. 15 x 11 x 2 $\frac{1}{2}$ .

See also entries 25, 990, 1016.

2. (Index to) NORFOLK RECORDS, 1649-1714. 1 vol.

Name of grantor, grantee, mortgagor, mortgagee; vol. and p. ref. Arr. alph. by name of grantor. Hdw. 500 pp. 15 x 10 x 1 $\frac{1}{2}$ .

3. RECORDS OF THE COUNTY COURT OF THE COUNTY OF NORFOLK, 1648-81.

2 vols. Missing, 1655-71. System estab. 1648.

Case histories: Name of plaintiff, defendant; nature, date of action; type, date of pleadings; amt., date of judgment, execution; case no. Arr. by year. No index. Hdw. 200 pp. 12 x 10 x 2. Off. of clerk of cts., Superior Ct. Bldg., 36 Federal St., Salem.

See also entry 1016.





4. COUNTY OF NORFOLK, BIRTHS, DEATHS (Marriages), INTENTIONS, EARMARKS, STRAYS, 1670-1747. 1 vol.

Births: Name, sex of child; date of birth; names, addresses of parents. Marriage Intentions: Name, address, age of contracting parties; date of intention. Marriages: Names, addresses of contracting parties; date of marriage. Deaths: Name, address of deceased, next of kin; date of death. No records of earmarks or strays in volume. Contains: Doods, 1691-92, in (Copies of) Norfolk Doods (Mortgages, and Wills), entry 1. Arr. chron. No index. Hdw. 50 pp. 14 $\frac{1}{2}$  x 11 x 1. See also entry 1016.

## II. COUNTY COMMISSIONERS

Although there have been officers known as county commissioners since the early days of the colony (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, IV-2, 363), their status before 1828 was principally that of tax collectors and emergency commissioners. (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, Ch. 41, Sec. 4, 1692; Ibid., Ch. 8, Sec. 5, 1700; Ibid., XX, Ch. 897, 1777; and Ibid., XXI, Ch. 57, 1780.) There was, however, little in their functions in colonial times to foreshadow the authority and influence which county commissioners later came to have. Entries 9, 17, and 18 represent record series which originated with these early commissioners and have been preserved to the present day.

When the sessions courts were dissolved in February 1828, the office of commissioner of highways was abolished and boards of county commissioners were set up to take the place of both. (Acts and Resolves of Massachusetts, 1828, Ch. 77, Sec. 1.) It was decreed that the governor and council should appoint four commissioners for the counties of Essex, Middlesex, Norfolk, and Worcester, and three commissioners for each of the other counties, except Suffolk. Such commissioners were to hold office for three years, subject to removal by the governor and council; were to be sworn, and were required to be residents in the county for which they were appointed. Any vacancy was to be filled by the governor and council. (Ibid., Sec. 2.)

These boards of county commissioners were to "have, exercise and perform ...all the powers, authorities and duties which before and until the passing of this act, the Several Courts of Sessions or Commissioners of Highways have by law had, exercised and performed." (Ibid., Sec. 4.) The commissioners were required to meet "at such times and places as the several Courts of Sessions are now by law required to meet; and the Clerks of the Courts of Common Pleas within the several counties, shall be clerks of said county commissioners." (Ibid., 1834, Ch. 108, Sec. 9.) The commissioners have authority to represent the county, to care for its property, to transact such business affairs as are not otherwise provided for and to sell county real estate.





Throughout the colonial period, highway affairs were managed by the General Court. In 1693 the court of quarter sessions was empowered to order the laying out or alteration of county ways. (Province Laws, I, Ch. 6, Sec. 3.) This function of the sessions court was taken over by five highway commissioners in 1826 (Acts and Resolves, 1826, Ch. 171, Sec. 1), from whom, two years later, it was inherited by the county commissioners. (Ibid., 1828, Ch. 77, Sec. 4.) Finally in 1891 the management of county highways and bridges was entrusted to the towns (Ibid., 1891, Ch. 170, Sec. 1), whereupon the county commissioners ceased to keep highway records. (Entry 18.) In 1907 the county engineer was appointed to formulate plans for highway and bridge construction and since that date has kept all highway records, one of which is similar to the foregoing record. (Entry 945.) The commissioners today are required to have in their possession county maps showing highways, railroads, canals and other topographical alterations. (General Laws of Massachusetts, 1932, Ch. 34, Sec. 2.)

The commissioners were placed in charge of the erection of county houses of correction in 1834. (Acts and Resolves, Ch. 151, Sec. 1.) They were later empowered to appoint a master, and two or more overseers and to establish rules for such houses of correction. (General Laws, Secs. 2, 6, and 9.) At the expense of their respective counties they were to supply "suitable materials, sufficient at all times to keep at work such as are or may be committed to the House of Correction by force of any laws of this Commonwealth" (Ibid., Sec. 9); and "at least semi-annually, inquire into the state of the gaol and the houses of correction, and examine the register and accounts of the overseers, masters and keepers, and make such further rules in regard to the treatment and government of the prisoners as they shall judge necessary or proper." (Ibid., Sec. 7.)

In 1834 and thereafter, the commissioners, together with the treasurers, were required to publish annually an account of the receipts and expenditures of the county in one or more newspapers published within the county. (Acts and Resolves, 1834, Ch. 151, Sec. 18.) In 1853 they were required to publish also a detailed statement of the debts of the county, giving the purposes for which they were contracted and the dates when due. (Ibid., 1853, Ch. 310, Sec. 1.)

It became the duty of the commissioners in 1846 to return to the secretary of the commonwealth, annually, on or before the first day of July, a manuscript map of the county upon which have been "correctly and fairly delineated...the changes in the boundaries of towns, the course of new roads, railroads and canals, and other topographical alterations within the limits of the county...." (Ibid., 1846, Ch. 241, Secs. 1, 2.)

In 1868 the commissioners were authorized to license liquor dealers in cities and towns (Ibid., 1868, Ch. 141, Sec. 2), but the following year this newly acquired authority was nullified by the following enactment:

No license authorizing the sale of intoxicating liquors within this Commonwealth, shall be issued by any person, or have any force or validity, after the thirtieth day of April, 1869. (Entry 19.) (Ibid., 1869, Ch. 191, Sec. 1.)



The commissioners may at any time inspect or have inspected any dog kennel and suspend or revoke the license of the owner thereof, and collect damages for any injuries inflicted on residents of the county. (Entries 14, 749.) In 1886 mayors of cities and chairmen of boards of selectmen of towns were required to forward to the county treasurer certificates of appraisals of damages done to domestic animals by dogs within ten days after the date of appraisal. The county treasurer was required thereupon to submit the same to the county commissioners who within thirty days were to order that satisfaction be made or provide for a reexamination of the case. (Entry 14.) Ibid., 1886, Ch. 259, Sec. 1.)

The office of county commissioner became elective in 1835 when it was provided that every third year thereafter, all inhabitants qualified to vote for representatives to the General Court should "bring in their written votes on the ticket, for three county commissioners." (Ibid., 1835, Ch. 152, Sec. 2.) At the same time and in like manner two special county commissioners were also to be elected. The standing commissioners were to have all the powers and perform all the duties previously performed by the appointed county commissioners "except so far as the same are modified by this act." In 1854, the system of alternating elections was adopted. (Ibid., 1854, Ch. 77.)

Since the state election of 1922, the commissioners have been elected for a four-year term. (Ibid., 1919, Ch. 269, Sec. 26.) The commissioners for Essex County meet annually at Salem on the second Tuesday of July, at Ipswich on the second Tuesday of April, at Newburyport on the second Tuesday of October, and on the "fourth Tuesday of December at Ipswich, Salem, or Newburyport, as they shall order at the preceding meeting." (General Laws, Ch. 34, Sec. 4.) County commissioners may, by vote, specifying the time and place, establish other regular meetings within their county, and may also hold special meetings therein at such times and places as may be necessary. They may adjourn any regular or special meeting to any place within the county, and persons required to appear at, or processes returnable to, any such meeting, shall appear at or be returnable to the adjourned meeting. (Ibid., Sec. 9.)

The principal records of the county commissioners consist of a docket, the files, a record of payments ordered, and the extended record. (Ibid., Sec. 9, (B-E).) The extended record has only been kept until 1927. This lag is permissible because the law does not specify when the record must be entered. In addition, they keep a record of oaths of all officers sworn in before them (Ibid., Ch. 35, Sec. 3); and always record the details of any contract exceeding eight hundred dollars for work on county property in the extended record. (Entry 7.) (Ibid., Ch. 34, Sec. 17.) Since 1896 they have been required to keep a full and complete record of the proceedings at all their meetings and, in all cases where the decisions were not unanimous, the affirmative and negative vote has been shown. (Acts and Resolves, 1896, Ch. 384, Sec. 1.) In 1803, the General Court authorized the establishment of the Essex Turnpike Corporation and authorized it to purchase and hold land and to dissolve itself. (Entry 9.) (Ibid., 1803, Ch. 48.)

The commissioners in 1934 were ordered to submit an annual estimate of county expenses based upon expected receipts and expenditures, repair of county buildings and property, and insurance indemnity for property damage and death caused by county employees. Furthermore, the clerk of the county





commissioners was required to enter it in a book kept therefor and to send a copy of it to the state director of accounts. (Ibid., 1934, Ch. 291, Sec. 2.)

The clerk of the supreme judicial court and of the court of common pleas was assigned as clerk of the county commissioners in each county in 1857. (Ibid., 1857, Ch. 1, Sec. 1.) The assistant clerks of courts became the assistant clerks of the county commissioners in 1860. (Ibid., 1860, Ch. 2, Sec. 1.) And in 1896 the county commissioners, in counties where there was no assistant clerk of courts, were authorized to appoint a clerk pro tempore, (Ibid., 1896, Ch. 384, Sec. 2.)

At the head of the Massachusetts taxation system, embracing counties, cities, and towns, is the commissioner of corporations and taxation. The chief duties of this state official are to ensure uniform assessment and equitable taxation throughout the commonwealth (General Laws, 1932, Ch. 38, Sec. 1-6), and to assist the General Court in determining the amount of state taxes to be imposed on the various cities and towns. (Ibid., Secs. 9, 10.) Whenever a state tax is to be assessed or an assessment is required by the commonwealth, the state treasurer sends his warrants for the assessment by mail to the assessors of the several towns. (Ibid., Ch. 59, Sec. 20.) The commissioner of corporations and taxation regularly checks unpaid taxes and if, after the lapse of two years from the commitment of any warrant to a collector, taxes on such warrants remain uncollected, the commissioner may bring the matter to the attention of the attorney general, who may in turn bring action in the superior court. (Ibid., Ch. 38, Sec. 8.)

For Essex County, as for all other Massachusetts counties, the amount of county taxes levied by the commissioners must be annually authorized by the General Court. Each levy is computed by adding the amount of annual and special appropriations and:

...by deducting therefrom so much of the probable receipts from all sources, except loans, and of the unappropriated balance in the county treasury...as the general court deems advisable. (Ibid., Ch. 35, Sec. 30.)

The commissioners of each county are also expected to levy annually as a county tax a sum sufficient to meet the interest and principal of the county debt maturing in that year, if no other provision has been made. (Ibid., Ch. 38, Sec. 31.) Records of county tax warrants are to be found among the routine records of the county commissioners. (Entries 5 and 7.) Records of the payment of county taxes to the county treasurer may be found in the treasurer's regular cash books, which show the receipts and expenditures of county funds. (Entries 693-699, 1004, 1005.)

It is the duty of the commissioners to apportion among and assess the several towns in their respective counties for all county taxes according to the latest state valuation. The amounts so apportioned and assessed are collected and paid into the various town treasuries. The county commissioners in their warrants require the selectmen or assessors of each town to pay to the county treasurer the collected amounts at such times as are designated in the warrant. (Ibid., Sec. 31.)





With the exception of Boston, cities and towns in all counties of the commonwealth are required by law to have from three to nine assessors, one third of whom may be elected or appointed annually. (Ibid., Secs. 24, 41.) In most Essex county towns, there is a board of three assessors either elected by the townspeople or appointed by the selectmen (Ibid., Secs. 21, 25) to serve three-year terms. (Ibid., Sec. 24.) A town treasurer who also acts as collector of taxes may appoint deputies to serve as tax collectors (Ibid., Sec. 37), but if no such appointments are made the "constables of the town shall be the collectors of taxes." (Ibid., Sec. 39.)

In Essex County assessors in the various cities and towns make the assessments for state taxes, including all lawful assessments by the commonwealth for which they receive warrants; for county taxes certified to them by the county commissioners, for taxes duly voted and certified by their respective cities and towns, and for all certified taxes voted by fire, water, light and improvement districts. (Ibid., Ch. 59, Sec. 21.) State, county, city, and town taxes may be included in one and the same assessment (Ibid., Sec. 26), and it is customary to combine all these levies into one annual tax. The amount levied by the assessors must not be less than the total of all amounts appropriated, granted or lawfully expended by their respective cities or towns. All amounts required by law to be raised by taxation, all debt and interest charges, all amounts necessary to satisfy final judgments against their respective towns and all abatements are governed by the decisions of the assessors. (Ibid., Sec. 23A.) As soon as a tax rate is fixed for the year, the assessors must notify the city auditors or town accountants within their jurisdiction of the amounts to be raised for overlay and for state, county, city, or town purposes. Specifications concerning the amounts to be levied on real and personal property, polls, and accruments from estimated receipts must also accompany the notifications. (Idem.)

Every collector of taxes is expected to begin the actual collection of taxes immediately upon receipt of the tax list and warrant from the assessors. (Ibid., Ch. 58, Secs. 2, 4, and 5.) At least once a week he is required to surrender to his city or town treasurer the sum of his collections, and to submit a written report to the assessors. (Ibid., Sec. 2.)

The last, though not least important unit in the taxation system of Massachusetts, is the board of tax appeals. Included in the department of the state treasurer, but in no manner subject to its control, the board of tax appeals consists of three members appointed by the governor and council. Members of the board serve six-year terms, one member being appointed every second year. (Ibid., Ch. 58A, Sec. 1.) Though its office is located in Boston, the board may convene at any time and place in the commonwealth. (Ibid., Sec. 2.)

Except where otherwise noted, all records are in the commissioners' office, first floor, County Commissioners Building, 34 Federal Street, Salem.



Minutes and Reports  
(See also entry 692.)

5. RECORDS OF COUNTY COMMISSIONERS (Original Papers), 1828--. 79 file boxes.

Table of appropriations and expenditures, warrants for county taxes, approval of bills and accounts, repairs and improvements of county bldgs., highway and other petitions, statement of county debt, table of salaries of county officers and employees, issue of licenses. Arr. by docket no. For index, 1934--, see entry 6. Hdw. 10 x 4 x 15. Off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.

For prior issue of licenses, see entry 95.

6. INDEX TO COUNTY COMMISSIONERS' RECORDS, 1934--. 1 file box. System estab. 1934.

Subject and docket no. Arr. alph. by subject. 5 x 6 x 15 $\frac{1}{2}$ . Cabinet.

7. COUNTY COMMISSIONERS' RECORDS, 1828--. 20 vols. Last entry 1927.

Extended record of original papers: Appropriations and expenditures, warrants for county taxes, approval of bills and accounts, repairs and improvements of county bldgs., list of highway and other petitions, statement of county debt, table of salaries of county officers and employees, issue of licenses. Arr. by year and docket no. No index. Hdw. 200 pp. 12 $\frac{1}{2}$  x 8 x 1. 19 vols., 1828-1920, off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St.; 1 vol., 1921-27, comm. off., first fl., County Comm. Bldg., 34 Federal St.; Salem.

8. NOTES OF HEARINGS, 1922--. 2 file boxes. Prior records destroyed.

Minutes of hearings on proposed reconstruction and alteration of roads and bridges. Arr. by petition no. No index. 15 $\frac{1}{2}$  x 10 $\frac{1}{2}$  x 5.

9. ESSEX TURNPIKE CORPORATION RECORDS, 1805-35. 1 vol.

Minutes of meetings: Discussion, decisions of proprietors on land takings; construction of turnpike; report of county commissioners. Arr. by date of meeting. No index. Hdw. 300 pp. 15 x 12 x 2. Off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.

10. REPORT OF COMMISSIONERS FOR ESTABLISHING MERIDIAN LINE, 1871-1934. 1 vol.

Establishment of meridian line in districts: Latitude, longitude of line; name, address of surveyor; date, hour of observation; variations, results of survey. Arr. by date of observation. No index. Hdw. 180 pp. 16 x 12 x  $\frac{1}{2}$ . Off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.

General Accounts

(See also entries 5, 7, 131, 700, 712, 748.)

11. PAY ROLL, 1885--. 32 vols. Missing, 1904-9.

Salaries of employees: Name, address of employee; amt. of salary, date of payment. Arr. chron. No index. Hdw. to 1903, typed thereafter. 500 pp. 16 x 11 x 4. 20 vols., 1885-88, 1913-35, bsmt. strm.; 2 vols., 1910-12, treas. va. 2, bsmt.; 1 vol., 1936--, comm. off., first fl.; County Comm. Bldg., 34 Federal St., Salem; 9 vols., 1889-1903, off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.



## 12. JOURNAL (Appropriations), 1914-22. 2 vols.

Appropriations to depts. for salaries, supplies, maintenance: Name of dept.; amt., purpose, date of payment; amt., date of appropriation. Arr. by subject, chron. entry. No index. Hdw. to 1920, typed thereafter. 100 pp. 10 x 8 x 1.

## 13. JAIL PROVISIONS (Food Expenditures), 1915-21. 1 vol.

Name of payee, type of commodity; amt., date of payment. Arr. by date of payment. No index. Hdw. 185 pp. 12 x 8 x 1.

## 14. DOG DAMAGES (Reimbursements), 1886-1921. 3 vols.

Name of person reimbursed; amt., date of payment. Arr. by date of payment. No index. Hdw. 328 pp. 12 $\frac{1}{2}$  x 10 x 2. 1 vol., 1886-1902, off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St.; 2 vols., 1903-21, bsmt. str., County Comm. Bldg., 34 Federal St.; Salem.

For subsequent records, see entry 749.

## 15. DOG DAMAGES (Claims), 1936--. 1 file box. Prior records destroyed.

Claims for reimbursements for damages, bills for antirabic treatments, physicians' services. Arr. by month. No index. 4 $\frac{1}{2}$  x 12 x 15. Cabinet.

## 16. (Original) INSURANCE POLICIES, 1934--. 2 file boxes.

Real and personal property fire insurance: Name of policy-holder; amt., date of premium; dates payable. Arr. by year. No index. 10 $\frac{1}{2}$  x 15 $\frac{1}{2}$  x 5. Cabinet.

## 17. (Employee) PENSIONS (Lists), 1818--. 13 file boxes. Prior records destroyed.

List of pensioned employees: Name, address of employee; duration of service, amt. of pension. Arr. alph. by name of employee. No index. Writing faded, paper poor. 3 x 10 x 8. 3 file boxes, 1818-29, bsmt. str., County Comm. Bldg., 34 Federal St.; 10 file boxes, 1829--, off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St.; Salem.

## Miscellaneous

(See also entries 1021, 1022.)

## 18. HIGHWAYS OF ESSEX COUNTY (Petitions), 1629-1891. 2 vols.

Petitions for construction of highways: Name of city or town, date of petition, ref. to Highway Plans (Roads and Bridges), entry 940. Arr. alph. by name of city or town. No index. Hdw. 600 pp. 24 x 18 x 3. Off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.

## 19. LIQUOR LICENSES, 1868. 1 vol.

Name, address of licensee; license no., fee, date of issue. Arr. alph. by name of licensee. No index. Hdw. 283 pp. 11 x 9 x 2. Off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.

## 20. MISCELLANEOUS DOCUMENTS, 1914--. 3 file boxes. Prior records destroyed.

Vouchers, applications for employment, list of town officers, business contracts. No arr. 10 $\frac{1}{2}$  x 15 $\frac{1}{2}$  x 5. Cabinet.





21. INDEX TO MISCELLANEOUS DOCUMENTS, 1914--. 1 file box.  
Title of document, location ref. Arr. alph. by subject. 5 x 15 $\frac{1}{2}$  x 6. Cabinet.

22. INDUSTRIAL FARM TRANSFER (Jail to Farm), 1936--. 1 file box.  
Transfer of inmates from jails to industrial farm; Name of inmate, period of confinement, date of transfer. Arr. alph. by name of inmate. No index.  
5 x 15 $\frac{1}{2}$  x 5. Cabinet.

23. CORRESPONDENCE, 1915--. 4 file boxes, 21 bundles.  
Correspondence with state depts. of correction, public utilities, public works and the Boston & Maine railroad. Arr. by subject. No index. 12 x 16 x 25.  
21 bundles, 1915-34, bsmt. strm.; 4 file boxes, 1935--, cabinet, comm. off., first fl; County Comm. Bldg., 34 Federal St., Salem.

24. APPLICATIONS FOR EMPLOYMENT, 1908-31. 1 file box.  
Name, address of applicant; type of work desired; date of application. Arr. by year. No index. 15 $\frac{1}{2}$  x 10 $\frac{1}{2}$  x 5. Cabinet.  
See also entry 20.

### III. REGISTER OF DEEDS - South District

Essex County was divided into two districts for the registering of deeds in 1869: the north and south districts. (Acts and Resolves of Massachusetts, 1869, Ch. 445, Sec. 1.) Prior to this division, all deeds were recorded and kept at Salem.

Prior to the establishment of the district system in 1869, the registering of deeds in Essex County was performed by a single register of deeds whose office was created by statute as a separate division of the county government in 1715. (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, II, Ch. 5, Secs. 1, 2.) From the earliest days of the settlement until 1715 the recording of deeds in the county had an interesting development regulated by the enactments of the General Court.

The recording of instruments pertaining to land ownership in Massachusetts dates back to 1634, when the court of assistants ordered:

...that the constable and foure or more of the chiefe inhabitants of every towne (to be chosen by all the ffree men there, att some meeteing there) with the advise of some one or more of the nexte Assistants, shall make a surveyinge of the howses backeside, corne feildes, moweing ground, and other lands improved, or inclosed, or graunted by speciall order of ye Court, or euery ffree inhabitant there, and shall enter the same in a booke (fairely written in words att lengtht, and not in ffigures) with the seuerall bounds and quantities, by the nearest estimation, and shall deliuer a transcript thereof into the Court, within sixe monethes nowe nexte ensueing, and the same soe entered and recorded shalbe a sufficient assurance



to euery such ffree inhabitant, his and theire heires and assignes, of such estate of inheritance, or as they shall haue in any howses, lands of ffranketenements. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, I, 116.)

Apparently there was no immediate response to this enactment, since the earliest land records in the inventory date from 1640. This discrepancy in date between the requirement and the actual recording was perhaps due to the indifference of the property holders because the General Court in 1637 recommended that men failing to have their lands recorded be fined. (Ibid., I, 201.) In September 1639 the General Court ordered that "all men's houses and lands, being certified under the hands of the men of every town, deputed for the better ordering of their affairs," be recorded. (Ibid., p. 276.) At the session of October 7, 1640 the matter was definitely settled by the provision:

That after the end of this month no mortgage, bargain, sale, or grant made of any houses, lands, rents or other hereditaments shall be of force against any other person except the grantor and his heirs, unless the same be recorded. (Ibid., p. 306.)

It was stipulated, however, that it was not necessary that "the whole bargaine, sale, etc. shalbee entered, but onely the names of the graunter and grauntee, the thing and the estate granted, and the date." (Idem.) A recorder was appointed at Ipswich "to enter all such bargaines, sales, etc. of all lands, etc., within the jurisdiction of that court" (entries 37, 38) and another for the Salem court (entries 25-36); while all remaining entries were to be made by the recorder at Boston. (Idem.) Although there was no law establishing the office of county recorder, in 1657 fees were established for "the recorders of ye seuerall countyes." (Ibid., III, 427.)

The clerk of the inferior court of common pleas acted as register of deeds between 1697 and 1715. (Province Laws, I, 1697, Ch. 21, Sec. 5.) In 1715, the registering of deeds and conveyances having "for a long time past, proved very beneficial upon many accounts," (Ibid., II, 1715, Ch. 5, Preamble) provision was made for the election of a register of deeds for each county every five years. (Ibid., Secs. 1, 2.) Such a register was required to be a freeholder and to give bond to the value of five hundred dollars. He was subject to removal for misdemeanor by the court of general sessions of the peace for his county. (Ibid., Sec. 2.) Registries were ordered to be kept in the shire towns (Ibid., Sec. 4) and in 1720 registers of deeds were required by law to reside in the shire towns, and to hold their offices open daily and to keep therein the books, records, files and papers thereto belonging. (Ibid., 1720, Ch. 12, Sec. 2.)

The clerk of the court of common pleas in Essex County in 1725 was empowered, upon vacancy in the office of register of deeds, to take into custody the books wherein the deeds and conveyances of land were registered together with the deeds and other papers pertaining to that office, and to receive deeds and other instruments brought to be registered. The clerk noted upon them "the time of their being received, and the record shall bear this





date accordingly, for which he shall be allowed sixpence for each deed, and no more; and upon the appointment of a new register...he shall deliver up the said books, deeds and papers into his hands..." (Ibid., 1725, Ch. 5, Sec. 2.)

There were no major changes in the procedure of the registry until about the middle of the nineteenth century. (Acts and Resolves of Massachusetts, 1783, Ch. 60; Revised Statutes, 1836, Ch. 14, Sec. 101.) In 1855, it was provided that a register be elected every third year. (Acts and Resolves, 1855, Ch. 95, Sec. 1.) Soon after, in 1869, the district system of registering deeds at Lawrence and Salem was instituted primarily for the convenience of the citizens in the northern part of the county. (Ibid., 1869, Ch. 445, Sec. 1.) Since 1906, the office of register was made elective for a five-year term (Ibid., 1906, Ch. 76), and since 1922 has been six years. (Ibid., 1919, Ch. 269.)

The recording of attachments of real or leasehold estates was made a mandatory duty of the registers in 1870 (entries 43-45) (Ibid., 1870, Ch. 264, Sec. 1); in 1877 they were required to keep a record of bonds to dissolve attachments (entry 46) (Ibid., 1877, Ch. 93, Secs. 1, 3, 4); and in 1923 "to receive and record, or in the case of registered land, file and register each statement" concerning liens for unpaid water bills filed by the head of the water department of each city and town in their districts. (Entries 81, 82.) (Ibid., 1923, Ch. 391, Sec. 42B.)

Today, the register of each district may, with the approval of the superior court, appoint, and, at his pleasure, remove assistant registers of deeds. (General Laws of Massachusetts, 1932, Ch. 36, Sec. 4.) In case of disability or vacancy, the assistant or second assistant register may perform the register's duties. Otherwise the county commissioners may appoint a temporary register. (Ibid., Sec. 8.) If, upon the death, removal or expiration of the term of a register, deeds or other instruments entered in the registry are unrecorded or recorded but unattested, his successor "shall record or attest such deeds, instruments or records agreeable to the facts conformably with the records and books of entry." (Ibid., Sec. 10.)

The registers of deeds are expected to keep their offices open a fixed number of hours daily for receiving and recording papers; and to keep in the registry "all books, records, deeds and papers belonging thereto." (Ibid., Sec. 11.) Deeds and other instruments required to be recorded must be recorded in the registry of deeds for the district in which the land in question is located. (Ibid., Sec. 12.) Unless other provision is made, the fees of the registers are expected to be paid when the instruments are left for recording, filing, or deposit. Each register must enter in a cash book all fees received by him for all official acts and services, and must, on the first day of each month, pay to the county treasurer, or other officer entitled to receive the same, all fees received during the preceding months and must render a sworn account thereof. (Ibid., Sec. 39.)

Each register of deeds is required to keep a book in which to enter, in the order of receipt, all deeds and instruments left to be recorded by him. (Ibid., Sec. 14.) In Essex County the registers combine their entries of fees and instruments in one record. (Entries 67, 84.) At the expense of the county he is expected to procure and keep duplicate record books in which to make:





...fair and legible copies of any deed or other instrument existing in the registry which has become worn, mutilated or indistinct. (Ibid., Sec. 14.)

In the record books he is required by law to register all instruments:

...in fair and legible handwriting or in print, and in continuous successive lines, and shall note on the record, before attesting the same, all erasures and interlineations and the value of any stamp affixed thereto pursuant to federal law, and the cancellation thereof. (Ibid., Sec. 15.)

Upon every instrument recorded, he must certify the time when received and the volume and leaf or page where recorded. (Ibid., Sec. 23.) Furthermore, he is by law required to keep two indexes in which to record at length and in alphabetical order, twenty-four hours after any paper has been left for registration, the name of each grantor, grantee or other party mentioned and the name of the town in which the land described therein lies; also the volume and leaf or page where recorded. (Entries 25, 26, 27.) (Ibid., Secs. 25, 26.) Each register is expected annually to have copies made of the indexes of the preceding year at the expense of the county. (Ibid., Sec. 28.)

Within sixty days after any deed describing the grantee as a trustee or establishing a trust has been recorded, the register making the recording is required to notify by mail the commissioner of corporations and taxation, "...stating the name of the grantor and of the grantee or the trustee, and the date of recording." (Ibid., Sec. 31-A.) A register must also notify the department of public welfare upon registering any instrument creating or increasing an estate or fund "for benevolent, charitable, humane or philanthropic purposes." (Ibid., Sec. 32.) Finally, it is the duty of both registers of deeds annually, before the first of January, to file with the county commissioners a detailed estimate of the filing and indexing expenses of his registry for the ensuing year. (Ibid., Sec. 30.)

Since its establishment in 1869, the south district has had its office at Salem and has included within its jurisdiction all the communities in Essex County with the exception of Lawrence, Andover, Methuen, and North Andover which are under the jurisdiction of the north district registry at Lawrence. For the south district, there are one register and two assistant registers of deeds. The register acts as the assistant recorder of the land court for the district.

Early records of deeds and probate matters for the southern part of Essex County were kept at the Ipswich quarter court from 1640 until after the arrival of the province charter in 1692. At this time the quarter courts were dissolved and within a short time the record of Ipswich deeds was transferred to Salem. Thereafter, such records were kept at Salem. (Entry 37.)

All records are in the registry of deeds office, first floor, Registry of Deeds and Probate Building, 40 Federal Street, Salem.



## Property Titles

(See also entries 68, 987-991.)

25. (PROPERTY RECORDS: DEEDS, MORTGAGES, ATTACHMENTS, LIENS, FORECLOSURES, DISCHARGES, AND MISCELLANEOUS PAPERS REQUIRING PUBLIC NOTICE), 1640--. 3,120 vols. (1-3,120).

Deeds: Name of grantor, grantee, prior owner; description, location of property; conditions, date of instrument; certification of register; date, day, hour, minute of recording. Mortgages: Name of mortgagor, mortgagee, prior mortgagee; description, location of property; conditions, date of instrument; certification of register; date, day, hour, minute of recording. Discharges: Names, signatures of parties; amt., date of consideration; names, addresses of witnesses; date of discharge. Include water, sidewalk, gypsy moth liens for nonpayment of taxes; conditional bills of sale, notices of contract, powers of attorney, entries of foreclosure, betterment assessments, limited partnerships. From 1640 to approximately 1770 the records include copies of instruments requiring public notice, the recording of which was not prescribed by statute: Land rights of way, water rights, bills of sale of personal property, agency contracts, chattel mortgages, assignment of wages and contracts, transcripts of court decisions, wills and inventories of estates, notices of public and private auctions, leases of real and personal property, public proclamations, land grants, establishment of dowry in contracts to marry, and notices of separation and desertion; with discharges thereon. Contain: Executions and Depositions (Seizure of Real Estate), entry 41; Attachments (Case Histories), entry 44; record of liens for unpaid labor in Lien Book, entry 46. Arr. by date of recording. For general indexes, see entries 26, 27; for special indexes, see entries 28-30, 32-36. Hdw. to 1914, typed thereafter. 605 pp. 15 x 12 x 2.

26. GRANTORS (Index), 1640--. 349 vols. (dated, and labeled by part of alphabet contained).

Name of grantor, grantee; type, date of instrument; location of property, vol. and p. ref. Arr. alph. by name of grantor. Hdw. 500 pp. 18 x 14 x 2.

27. GRANTEES (Index), 1640--. 230 vols. (dated, and labeled by part of alphabet contained).

Name of grantee, grantor; type, date of instrument; location of property, vol. and p. ref. Arr. alph. by name of grantee. Hdw. 500 pp. 15 x 11 x 2 $\frac{1}{4}$ .

28. (SPECIAL INDEX RECORD BOOKS), 1640-90. 8 vols. System discont. 1690.

Name of grantee, grantor, witness; vol. and p. ref. Arr. alph. by name of grantor and grantee. Hdw. 50 pp. 14 x 10 x  $\frac{1}{4}$ .

29. INDEX OF LIMITED PARTNERSHIP, 1851-80. 1 vol. System estab. 1851, discont. 1880.

Names of partners; description, date of partnership; vol. and p. ref. Arr. alph. by names of partners. Hdw. 125 pp. 8 x 14 x  $\frac{1}{4}$ .

30. (Index to) BETTERMENT ASSESSMENTS FOR HAVERHILL, SALEM, LYNN, GLOUCESTER, NEWBURYPORT, 1884-1901. 5 vols. System estab. 1884, discont. 1901.

Name of st., description of work, vol. and p. ref. Arr. alph. by name of st. Hdw. 300 pp. 15 x 10 x 1.





31. BOOK OF PLANS (Land Tenure Maps), 1874--. 137 vols.  
Land tenure maps showing dimensions, boundaries, titles: Date of recording, name of engineer, lot and plan no. Arr. by plan no. For indexes, see entries 32-36. Blueprint, black-and-white. 200 pp. 18 x 25 x 2.

32. PLAN CARDS (Index), 1935--. 9 file boxes. System estab. 1935.  
Index to Book of Plans (Land Tenure Maps), entry 31; (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25: Name of surveyor, owner, st., city, town; vol. and p. ref. Arr. alph. by name of surveyor, owner, st., town. 5 x 7 x 17.

33. STREET CARDS (Index), 1741--. 5 vols. 1 file box. Title varies:  
5 vols., 1741-1934, titled Plan Index Streets. System estab. 1741.  
Index to Book of Plans (Land Tenure Maps), entry 31; (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25: Name of st., surveyor, owner; vol. and p. ref. Arr. alph. by name of st. and by city or town.  
5 vols., 1741-1934, hdw., 300 pp. 18 x 14 x 2; 1 file box, 1935--. 5 x 7 x 17.

34. SURVEYORS (Index), 1741--. 3 vols. 1 file box. Title varies:  
3 vols., 1741-1934, titled Plan Index Surveyor. System estab. 1741.  
Index to Book of Plans (Land Tenure Maps), entry 31; (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25: Name of surveyor, owner; location, description of property; date of plan, vol. and p. ref. 3 vols., 1741-1934, arr. alph. by name of owner and surveyor and by city or town, hdw., 300 pp., 18 x 14 x 2; 1 file box, 1935--. arr. alph. by name of surveyor and by city or town, 5 x 7 x 17.

35. OWNER CARDS (Index), 1741--. 5 vols., 4 file boxes. Title varies:  
5 vols., 1741-1934, titled Plan Index Owners. System estab. 1741.  
Index to Book of Plans (Land Tenure Maps), entry 31; (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25: Name of owner, surveyor; location, description of property; date of plan, vol. and p. ref. Arr. alph. by name of owner and by city or town. 5 vols., 1741-1934, hdw., 300 pp., 18 x 14 x 2; 4 file boxes, 1935--. 5 x 7 x 17.

36. LOCAL NAMES (Index), 1741--. 1 vol., 1 file box. Title varies:  
1 vol., 1741-1934, titled Plan Index Local Names. System estab. 1741.  
Index to Book of Plans (Land Tenure Maps), entry 31; (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25: Name of owner, surveyor; location of property; date of plan, filing; vol. and p. ref., lot no. Arr. alph. by name of owner and by lot no. 1 vol., 1741-1934, hdw., 300 pp., 18 x 14 x 2; 1 file box, 1935--. 5 x 7 x 17.





## 37. IPSWICH DEEDS (also Mortgages, Wills), 1640-94. 5 vols.

Deeds: Name of grantor, grantee; description of property, date of transaction. Mortgages: Name of mortgagor, mortgagee; description of property, amt. of consideration; date of mortgage. Wills: Name of testator, names of witnesses; description of property; date of will, court record. Arr. by date of recording. Hdw. 500 pp.  $14\frac{1}{2}$  x 10 x 3.

## 38. IPSWICH DEEDS (Grantor Index), 1640-94. 1 vol.

Name of grantor, grantee, mortgagor, mortgagee, testator; names of witnesses; vol. and p. ref. Arr. alph. by name of grantor. Hdw. 150 pp. 14 x 10 x  $\frac{1}{4}$ .

## 39. (DEEDS, MORTGAGES, WILLS OF SALISBURY), 1690-92. 1 vol.

Deeds: Name of grantor, grantee; description of property, date of transaction. Mortgages: Name of mortgagor, mortgagee; description of property, amt. of consideration; date of mortgage. Wills: Name of testator, names of heirs, terms of will. Indexed alph. by name of grantor. Hdw. 50 pp. 15 x 10 x  $\frac{1}{4}$ .

## Land Takings

## 40. (Land) TAKINGS, 1866--. 49 file boxes.

Name of owner, description of property, amt. of damages, date of recording. Include blueprints of property plans. Arr. alph. by name of city or town. No index.  $4\frac{1}{2}$  x 11 x 15.

## Executions and Depositions

## 41. EXECUTIONS AND DEPOSITIONS (Seizure of Real Estate), 1808-1907. 13 vols. 1640-- also in (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25.

Name of plaintiff, defendant, witness; entries of possession; description, location of property; amt. of execution, costs; date of recording; certification of court clerk, sheriff, appraiser. Arr. by date of recording. Hdw. 300 pp. 15 x 10 x 3.

## 42. (INDEX TO EXECUTIONS AND DEPOSITIONS), 1808-1907. 13 vols.

Name of plaintiff, defendant, witness; vol. and p. ref. Arr. alph. by name of plaintiff and defendant. Hdw. 55 pp. 14 x 8 x  $\frac{1}{4}$ .

## Attachments and Liens

## 43. ATTACHMENTS (Original Papers), 1870--. 102 file boxes.

Authorizations to take possession of and levy on property of defendants to satisfy execution: Name of plaintiff, defendant; ad damnum, return date; cause, date of action; amt. of judgment, costs; certification of appraiser, process officer; case no. Arr. by date of recording. No index.  $4\frac{1}{2}$  x 11 x 15.



44. ATTACHMENTS (Case Histories), 1870--. 12 vols. 1640-- also in (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25.

Name of defendant, plaintiff, attorney, court; amt., date of attachment; case no. Arr. alph. by name of defendant and by year. For index, 1870-79, see entry 45. Hdw. 300 pp. 18 x 12 x  $2\frac{1}{2}$ .

45. ATTACHMENTS, INDEX OF DEFENDANTS, 1870-79. 2 vols. System discount. 1879.

Name of defendant, date of instrument, case no. Arr. alph. by name of defendant. Hdw. 200 pp. 14 x 9 x 1.

46. LIEN BOOK, 1877--. 2 vols. 1640-- also in (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 25.

Liens on property for unpaid labor and materials: Name of owner, contractor, claimant; location, description of property; notice of extension of contract, statement of account, copy of subpoena to enforce bond, bond to prevent lien for personal labor, bond to dissolve lien, certificate of decree to dissolve lien. Arr. chron. No index. Hdw. 200 pp. 15 x 10 x 2.

#### Bankruptcy

47. BANKRUPTCY INDEX, 1898--. 26 vols. (dated, and lettered by part of alphabet contained within). System estab. 1898.

Index to records in federal bankruptcy court, Boston: Name, address, occupation of bankrupt; date of recording, judicial disposition, case no. Arr. alph. by name of bankrupt. Hdw. 500 pp. 16 x 11 x  $2\frac{1}{2}$ .

#### Plans and Atlases (See also entry 31.)

48. (HIGHWAY PLANS), 1898-1927. 12 vols.

Plans of county highways altered, and laid out as state highways by state dept. of public works, division of highways: Name of st., town; area, date recorded by registry. Arr. chron. No index. Boston, dept. of public works, highway division. Blueprint. Various scales. 25 pp. 36 x 20 x  $1\frac{1}{2}$ .

49. ROCK PASTURES, 1896. 3 maps, 1 blueprint.

Land tenure maps showing lot locations, boundaries, area; name of owner. I. K. Harris. Lynn, publisher unknown. Black-and-white, blueprint. Scale, 1":160'. 24 x 20.

50. ATLAS OF ESSEX COUNTY, MASS., 1872. 1884. 2 vols.

Land tenure maps of cities, towns, and villages, showing sts., highways, transportation lines, rivers, ponds, cemeteries, parks, schools, factories, churches, lots; name of owner. Arr. alph. by name of city or town. No index. D. G. Beers, J. H. Goodhue, H. B. Parsell. Philadelphia, D. G. Beers & Co. Colored, pr. 139 pp. 17 x 14 x  $1\frac{1}{2}$ .



51. ATLAS OF THE CITY OF SALEM, 1874, 1897, 1911. 3 vols.  
Land tenure maps showing sts., highways, transportation lines, political divisions, water pipes, hydrants, schools, churches, cemeteries, house lot no.; name of owner. Indexed alph. by name of st. Authors unknown. 2 vols., 1874, 1897, Philadelphia, G. M. Hopkins; 1 vol., 1911, Boston, Walker Lithograph & Publishing Co. Colored, pr. 50 pp. 21 x 16 $\frac{1}{2}$  x 2.
52. CITY ATLAS OF LAWRENCE, MASSACHUSETTS, 1875. 1 vol.  
Land tenure maps showing sts., highways, transportation lines, mills, factories, rivers, parks, house and st. nos.; name of owner. Arr. by subject. No index. Author unknown. Philadelphia, G. M. Hopkins. Colored. 75 pp. 17 x 14 x 2.
53. ATLAS OF SWAMPSCOTT, 1880, 1897. 2 vols.  
Land tenure maps showing sts., highways, transportation lines, churches, schools, hydrants, water pipes, house lots; name of owner. Indexed alph. by name of st. Author unknown. 1 vol., 1880, Philadelphia, G. M. Hopkins; 1 vol., 1897, Boston, G. W. Stadley & Co. Colored, pr. 40 pp. 18 x 27 x  $\frac{1}{2}$ .
54. ATLAS OF NAHANT, 1880, 1900. 2 vols.  
Land tenure maps showing sts., highways, transportation lines, churches, schools, hydrants, water pipes, house lots; name of owner. Arr. alph. by plate letter. No index. Author unknown. 1 vol., 1880, Philadelphia, G. M. Hopkins; 1 vol., 1900, Boston, G. W. Stadley & Co. Colored, pr. 22 pp. 19 x 16 x 2 $\frac{1}{2}$ .
55. ATLAS OF BEVERLY, MASSACHUSETTS, 1880, 1897, 1907. 3 vols.  
Land tenure maps showing sts., highways, transportation lines, hydrants, water pipes, lots; name of owner. Arr. by plate no. No index. Authors unknown. 1 vol., 1880, Philadelphia, G. M. Hopkins; 2 vols., 1897, 1907, Boston, Geo. H. Walker & Co. Colored, pr. 50 pp. 17 $\frac{1}{2}$  x 14 x 1.
56. ATLAS - CITY OF LYNN, 1880, 1897, 1905, 1924. 4 vols.  
Land tenure maps of sections of Lynn, Saugus, Swampscott, showing sts., highways, transportation lines, lot locations, st. nos., schools, churches, cemeteries, hydrants, water pipes, sewers. Indexed alph. by name of st. Authors unknown. 1 vol., 1880, Philadelphia, G. M. Hopkins; 3 vols., 1897, 1905, 1924, Springfield, L. J. Richards & Co. Colored, pr. 40 pp. 22 x 17 x 2.
57. CITY ATLAS OF HAVERHILL, MASSACHUSETTS, 1881. 1 vol.  
Land tenure maps showing sts., highways, transportation lines, rivers, political divisions, houses, lot nos.; name of owner. No arr. No index. Author unknown. Philadelphia, G. M. Hopkins. Colored, pr. 61 pp. 17 $\frac{1}{2}$  x 13 $\frac{1}{2}$  x 2 $\frac{1}{2}$ .
58. GLOUCESTER AND ROCKPORT ATLAS, 1884. 1 vol.  
Land tenure maps showing sts., highways, transportation lines, political divisions; lot no.; name of owner. Arr. by plate no. No index. Author unknown. Philadelphia, G. M. Hopkins. Colored, pr. 48 pp. 18 $\frac{1}{2}$  x 13 $\frac{1}{2}$  x 2.





59. ATLAS OF HAVERHILL AND BRADFORD, MASSACHUSETTS, 1892. 1 vol.  
Land tenure maps of sections of Haverhill and Bradford showing sts., highways, transportation lines, rivers, hydrants, house and st. nos.; names of owners. Arr. by subject. No index. John T. Desmond. Boston, G. H. Walker. Colored, pr. 87 pp. 19 x 15 $\frac{1}{2}$  x 2.

60. ATLAS OF CAPE ANN, GLOUCESTER, ROCKPORT AND MANCHESTER, 1899.  
1 vol.  
Land tenure maps showing sts., highways, transportation lines, political divisions, lots, water pipes, hydrants. Indexed alph. by name of st. Author unknown. Boston, George W. Stadley & Co. Colored, pr. 31 pp. 20 $\frac{1}{2}$  x 16 $\frac{1}{2}$  x 1 $\frac{1}{2}$ .

61. ATLAS OF LAWRENCE, METHUEN, ANDOVER AND NORTH ANDOVER, MASSACHUSETTS, 1906, 1926. 2 vols.  
Land tenure maps showing sts., highways, transportation lines, political divisions, water pipes, hydrants, sewers, houses; lot no., name of owner. Indexed alph. by name of st. and by city or town. Author unknown. Boston and Springfield, L. J. Richards & Co. Colored, pr. 26 pp. 22 $\frac{1}{2}$  x 17 $\frac{1}{4}$  x 1 $\frac{1}{2}$ .

62. ATLAS OF TOPSFIELD, IPSWICH, ESSEX, HAMILTON AND WENHAM, 1910.  
1 vol.  
Land tenure maps, of sections of Topsfield, Essex, Hamilton, and Wenham, showing sts., highways, transportation lines, cemeteries, schools, churches, hydrants, houses; name of owner. Indexed alph. by name of st. and by city or town. Author unknown. Boston, Walker Lithograph & Publishing Co. Colored, pr. 70 pp. 21 $\frac{1}{2}$  x 16 x 3.

63. MARBLEHEAD ATLAS, 1912. 1 vol.  
Land tenure maps showing sts., highways, transportation lines, churches, schools, hydrants, lots; name of owner. Indexed alph. by name of st. Author unknown. Boston, Walker Lithograph & Publishing Co. Colored, pr. 28 pp. 15 x 21 x 2.

64. ATLAS OF THE NORTH SHORE, BEVERLY TO MAGNOLIA, 1919. 1 vol.  
Land tenure maps of sections of the north shore showing sts., highways, transportation lines, political divisions, water pipes, hydrants, sewers, houses; names of owners. Indexed alph. by name of st. Author unknown. Boston, Yeager-Klinge Co. Colored, pr. 40 pp. 22 x 16 x 1.

65. AMESBURY ASSESSORS' (Maps), 1927. 2 vols.  
Land tenure maps showing sts., highways, transportation lines, bridges, churches, houses; lot nos., name of owner. Arr. by plan no. Various authors. Haverhill, Morse & Dickinson. Blueprint, pr. 44 pp. 22 x 16 x 2.

66. INDEX TO SHEETS, ASSESSORS' MAPS, AMESBURY, MASSACHUSETTS, 1927.  
1 vol.  
Name of st., plan no., vol. and plan ref. Arr. alph. by name of st. Typed. 11 pp. 11 x 8 x 1/8.



## Entry Book

67. ENTRY BOOK (Recording Dates and Fees), 1856--. 71 vols. Names of parties to instrument; nature, date of instrument; date, day, hour, minute of recording; amt. of fee. Arr. chron. No index. Hdw. 600 pp. 15 x 12 x  $2\frac{1}{2}$ . Counter.

## IV. REGISTER OF DEEDS - North District

For the history and functions of the register of deeds see pp. 102, 103. Essex County was divided into two districts for the registering of deeds in 1869: the north and south districts. (Acts and Resolves of Massachusetts, 1869, Ch. 445, Sec. 1.) Since the establishment, the north district has had its office at Lawrence and has included within its jurisdiction the city of Lawrence and the towns of Andover, Methuen, and North Andover. For the north district there is one register and one assistant register of deeds. The register acts as the assistant recorder of the land court for the district.

Practically all of the records in the north district date from 1869, although in a few instances the registers have followed the policy of segregating certain records where their importance has warranted it. (Entries 79, 81-83.)

All records are in the Courthouse, 40 Appleton Street, Lawrence; except where otherwise noted, they are in the office of the register of deeds, first floor.

## Property Titles

(See also entries 25, 987-991.)

68. (PROPERTY RECORDS: DEEDS, MORTGAGES, ATTACHMENTS, LIENS, FORECLOSURES, DISCHARGES, AND MISCELLANEOUS PAPERS REQUIRING PUBLIC NOTICE), 1869--. 602 vols. (1-602).

Deeds: Name of grantor, grantee, prior owner; description, location of property; conditions, date of instrument; certification of register; date, day, hour, minute of recording. Mortgages: Name of mortgagor, mortgagee, prior mortgagee; description, location of property; conditions, date of instrument; certification of register; date, day, hour, minute of recording. Attachments: Name of plaintiff, defendant, trustee; description, location of property; amt. of execution, process costs; name of court; certification of court clerk, process officer; date, day, hour, minute of recording. Discharges: Names, signatures of parties; amt., date of consideration; names, address of witnesses; date of discharge. Include sidewalk, gypsy moth liens for nonpayment of taxes; conditional bills of sale, entries of foreclosure, notices of contract, powers of attorney, betterment assessments, limited partnerships. Contain: Mechanics' Liens, entry 79; Water Liens, entry 81. Arr. chron. For general indexes, see entries 69, 70; for special indexes, see entries 71, 72. Hdw. to 1924, typed thereafter. 250 pp.  $15\frac{1}{2}$  x 11 x  $2\frac{1}{2}$ .



69. INDEX TO GRANTORS, 1869--. 62 vols. (1-42, remainder A-R, L-Z). Index to (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 68; Mechanics' Liens, entry 79: Name of grantor, grantee; vol. and p. ref. Arr. alph. by name of grantor. Hdw. 250 pp.  $15\frac{1}{2}$  x 11 x  $2\frac{1}{2}$ .

70. INDEX TO GRANTEES, 1869--. 58 vols. (1-48, remainder A-K, L-Z). Index to (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 68; Mechanics' Liens, entry 79: Name of grantee, grantor; vol. and p. ref. Arr. alph. by name of grantee. Hdw. 250 pp.  $15\frac{1}{2}$  x 11 x  $2\frac{1}{2}$ .

71. INDEX TO SURVEYORS, 1869--. 2 file boxes. Index to (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 68: Name of surveyor, owner; location of land, vol. and p. ref. Arr. alph. by name of surveyor. 5 x 7 x 17. Cabinet.

72. STREET INDEX, 1869--. 5 file boxes. Index to (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 68: Name of st., owner, surveyor; date of survey, recording; vol. and p. ref. Arr. alph. by name of st. 5 x 7 x 17. Cabinet.

73. LAND LOT PLANS, 1869--. 983 plans. Land tenure maps showing location and extent of lots. Various authors, publishers. Black-and-white. Various scales. 25 x 20. Cabinet.

74. INDEX TO PLANS, 1869--. 4 file boxes. Name of owner, surveyor; date of survey, filing; location ref. Arr. alph. by name of owner. 5 x 7 x 17. Cabinet.

75. REGISTERED LAND OWNERS, 1869--. 1 file box. Name of owner, location of land, certificate no. Arr. alph. by name of owner. No index. 5 x 7 x 17.

#### Attachments (See also entry 68.)

76. ATTACHMENT RECORDS (Original Papers), 1869--. 46 file boxes. Names of litigants, attorneys; cause, date of action; ad damnum, return date; amt. of judgment, costs; certification of process officer, appraiser; case no. Arr. by case no. Hdw. on pr. form.  $4\frac{1}{2}$  x 10 x 13. Cabinet.

77. INDEX TO ATTACHMENT RECORDS, 1869--. 3 vols., 3 file boxes. Title varies: 2 file boxes titled Undissolved Attachments; 1 file box titled Dissolved Attachments. Name of defendant, date of attachment, case no. Arr. alph. by name of defendant. Typed. 3 vols., 1869-1927, 300 pp., 12 x  $8\frac{1}{2}$  x 2; 3 file boxes, 1928--. 5 x 4 x 15.





## 78. RECORD OF ATTACHMENTS (Case Histories), 1869--. 12 vols.

Names of litigants, attorneys; name of process officer, court; amt., date of attachment; disposition of case, date of filing. Arr. alph. by name of defendant. No index. Hdw. 225 pp. 15 x 13 x 3. 4 vols., 1887-88, 1897, 1914, bsmt. strm.; 8 vols., 1869-- (with the exception of the above 4 years), register of deeds off., first fl.

## Liens

## 79. MECHANICS' LIENS, 1877--. 3 vols. 1869-- also in (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 68.

Claims against property for unpaid labor and materials: Name of owner, contractor, claimant; location, description of property; notice of extension of contract, statement of account, bond to prevent lien for personal labor, bond to dissolve lien, copy of subpoena to enforce bond, certificate of decree to dissolve lien; case no. Arr. by date of issue. For indexes, see entries 69, 70, 80. Hdw. 250 pp. 16 x 11 x 3. Cabinet.

## 80. INDEX TO MECHANICS' LIENS, 1916--. 1 vol.

Name of property owner, claimant; vol. and p. ref. Arr. alph. by name of property owner and claimant. Hdw. 150 pp. 14 x 10 x 1 $\frac{1}{2}$ . Cabinet.

## 81. WATER LIENS, 1924--. 1 vol. 1869-- also in (Property Records: Deeds, Mortgages, Attachments, Liens, Foreclosures, Discharges, and Miscellaneous Papers Requiring Public Notice), entry 68.

Claims against property for unpaid water taxes: Name of claimant, property owner; description, location of property; amt., date of lien; date, day, hour, minute of recording. Arr. chron. Typed. 200 pp. 16 $\frac{1}{2}$  x 14 $\frac{1}{2}$  x 2.

## 82. INDEX TO WATER LIENS, 1924--. 1 vol.

Name, address of property owner; vol. and p. ref. Arr. alph. by name of property owner. Typed. 200 pp. 16 $\frac{1}{2}$  x 14 $\frac{1}{2}$  x 2.

## Assessments

## 83. SEWER AND SIDEWALK ASSESSMENTS, 1915--. 1 file box. System estab. 1915.

Assessments for construction, maintenance, repair of sewers and sidewalks: Name of owner; amt., purpose, date of assessment. Arr. alph. by name of owner. No index. Typed. 4 $\frac{1}{2}$  x 10 x 13. Cabinet.

## Entry Book

## 84. ENTRY BOOK (Recording Dates and Fees), 1869--. 25 vols.

Receipts of recording fees: Date, day, hour, minute of recording; name of payer, amt. of payment, instrument no. Arr. chron. No index. Hdw. 300 pp. 17 x 11 x 3.



## V. SUPREME JUDICIAL COURT

The origin of the supreme judicial court of Massachusetts can be traced to the earliest days of the colony. As early as 1642, it was ordered "that all causes between party and party shall be tried in some inferior court, and if the party against whom judgment shall pass shall have any new evidence or other new matter to plead, and he may desire a new trial in the same court, upon a bill of review, and if justice shall not be done him upon that trial he may then come to the General Court for relief." (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, II, 16.)

This procedure of appeal remained in effect with few exceptions until the charter of 1692 wherein it was provided that "there be a superior court of judicature over the whole province..." (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, 73.) This court was the forerunner of the Massachusetts supreme judicial court. Although the commonwealth period began in 1780, the above-mentioned court continued to function without change as a court of state-wide jurisdiction until 1782 when it was displaced by the supreme judicial court. (Acts and Resolves of Massachusetts, 1782, Ch. 9.) The records of the superior court of judicature will be found at the Suffolk County Courthouse at Boston.

The supreme judicial court was given cognizance of all pleas concerning realty, the right of freehold, the inheritance of possession and those concerning the personalty legally brought before it by appeal, review, writ of error, or otherwise. It was empowered to give judgment and award execution according to the common rules of justice and the laws of the commonwealth. It was also to take cognizance of all capital and other misdemeanors of a public nature tending to a breach of the peace, the oppression of a subject or the raising of faction; and of every crime whatsoever against the public good. By virtue of their office, the judges were "Conservators of the Peace throughout the Commonwealth." In case of legal conviction for which there was no statutory punishment, they were to be guided by "the common Usage and Practice within this Commonwealth, not repugnant to the Constitution, according to the Nature of the Offence." (Ibid., Sec. 1.)

In order to facilitate the transaction of the supreme judicial court's increasing load of business, on March 4, 1800, Massachusetts was divided into two circuits: the eastern, comprising Essex and all of the Maine counties, the western comprising the remainder of the state. Two additional judges were added to the bench, while provision was made for sessions of the court to be held for Essex County at Ipswich on the third Tuesday of April, and at Salem on the second Tuesday of November. (Ibid., 1799, Ch. 82, Secs. 1-3.) The Salem session was changed to the last Tuesday of October. (Ibid., 1803, Ch. 60, Sec. 1.) In 1804, provision was made for an annual session of the court for Essex County to be held at Salem "on the sixth Tuesday next after the fourth Tuesday of September." During this session all petitions for new trials, all appeals, all questions of divorce and alimony and issues in law were to be tried and determined by three or more of the justices, and to be heard and tried exclusively during that session. (Ibid., 1804, Ch. 105, Secs. 1, 2, 6.) One or more of the justices were furthermore authorized to hold court for Essex County at Ipswich on the fourth Tuesday of April for the trial and determination of all other civil and criminal business of the court. (Ibid., Secs. 3, 6.)





In 1840, the supreme judicial court was given original and exclusive jurisdiction of all writs of entry, except for the foreclosure of mortgages, and of all other real actions; of all actions respecting easements on real estate, and in "all other civil suits in which the damages demanded or the property claimed shall exceed, in amount or value, the sum of three hundred dollars." (Ibid., 1840, Ch. 87, Sec. 1.)

The supreme judicial court now has original and concurrent jurisdiction in equity of all cases and matters of equity cognizable under the general principles of equity jurisprudence and of all cases and matters of equity cognizable under any statute. (General Laws of Massachusetts, 1932, Ch. 214, Secs. 1, 2.) It also has original and concurrent equity jurisdiction in special cases. (Ibid., Sec. 3.)

When the supreme judicial court was established in 1782, provision was made for one chief and four other justices. (Acts and Resolves, 1782, Ch. 9, Sec. 1.) Since that time, the number of justices has varied from five to seven; the court at present consists of one chief and six associate justices. They are appointed by the governor and council and hold office during good behavior. (Constitution of Massachusetts, Part II, Ch. 2, Sec. 9.) In case of vacancy in the office of chief justice, or of illness or absence, the senior justice present may take his place. (General Laws, 1932, Ch. 213, Sec. 1.)

Annually, on the first Wednesday of January, a law sitting of the court for the commonwealth is held at Boston, which may be adjourned to places and times most conducive to the swift dispatch of business and to the interests of the public. (Ibid., Sec. 12.) At such sittings, questions of law arising in criminal cases in any county of the commonwealth, questions of law arising in civil cases in the counties of Barnstable, Essex, Middlesex, Norfolk, Plymouth, and Suffolk and by consent of the parties filed in the case, questions arising in civil cases in other counties, and such questions for which no other provision is made, shall be entered and determined. (Idem.)

Jury sittings of the court are required to be held by one justice, having all the powers not expressly reserved to the full court. (Ibid., Sec. 17.) Sittings for matters pending before the court in Essex County requiring trial by jury are held at Salem on the third Tuesday of April and the first Tuesday of November. (Idem.) The justices, except as otherwise provided, make such arrangements for the attendance of one of their number at the several times and places appointed for holding court as ensures the most efficient performance of their duties. (Ibid., Sec. 9.) Simultaneous sessions may be held in the same, or in different shire towns in the same county. (Ibid., Sec. 7.) An established sitting may be adjourned from one shire town to another in the same county, and, if no justice is present, the county sheriff or his deputies may adjourn court. (Ibid., Secs. 10, 11.)

Suits in equity may be commenced by bill, by petition with a writ of subpoena, by an original writ of summons and attachment, or by trustee process. (Ibid., Ch. 214, Sec. 7.) No preliminary injunction is granted until the opposite party has been notified. No temporary restraining order is granted without notification to the opposite party, unless it clearly appears "that





immediate and irreparable loss or damage will result to the applicant before the matter can be heard on notice." (Ibid., Sec. 9.) Defence to a suit in equity must be made by demurrer, plea or answer. A demurrer or plea need not contain a protestation or a concluding prayer. An answer, except to a bill for discovery only, or a plea, shall not be made under oath or seal.

Within twenty days after the entry of the final decree of a justice of the supreme judicial court or of a superior court, appeal may be made therefrom. If a final decree is reversed, the court may remand the cause to a justice of the supreme judicial court with directions for proceedings therein. (Ibid., Sec. 19.)

A majority of the justices may remove from office a clerk of the courts or of their own court, and, upon sufficient cause, a clerk of the superior court in Suffolk County or of a district court, a county commissioner, a sheriff, a register of probate and insolvency, or a district attorney. (Ibid. Sec. 4.) The court or a justice thereof may transfer to a superior or probate court for final or partial disposition any cause which, subject to appeal to the supreme judicial court, is within the concurrent jurisdiction of said courts; and may also order any cause which is within such concurrent jurisdiction to be brought before it in whole or in part for further action or directions. (Ibid., Sec. 32.)

#### Clerk of Supreme Judicial Court

The clerk of courts, who today functions in each county in a triple capacity as clerk of the supreme judicial court, the superior court and the county commissioners, was originally just the clerk of the highest tribunal; in 1857 he was made clerk of the commissioners (Acts and Resolves, 1857, Ch. 1), and in 1859 of the superior court. (Ibid., 1859, Ch. 196, Sec. 9.) Previously clerks of the court of common pleas had served as clerk of the supreme judicial court. (Ibid., 1796, Ch. 95, Secs. 1-4.) From the beginning of the court in 1782 until the state election of 1922 it was always served by a clerk elected for a five-year term. In the latter year, however, the term was extended to six years (Acts and Resolves, 1919, Ch. 269, Sec. 24), which tenure is still in effect. (General Laws, Ch. 221, Sec. 3.) In Essex County he is assisted by five assistant clerks, each of whom are appointed by the justices of the court for three years. (Ibid., Sec. 4.)

The duties of the clerk require him to attend all sessions of the court, to have custody of its files and papers and to keep a docket of all questions, petitions, complaints and other processes presented to the court. (Ibid., Sec. 2.) He is also required to take minutes of all orders, decrees or directions of the court, to transmit to clerks of other county courts transcripts made or ordered by the supreme judicial court and to be responsible for all papers sent to him by other clerks of courts. (Idem.)

Until 1797, all files and records of the supreme judicial court, covering the entire commonwealth, were kept in Boston. (Acts and Resolves, 1796, Ch. 95, Preamble.) In 1796, however, it was provided that the supreme judicial court records thereafter be kept in the several counties by the various



clerks of the courts of common pleas, serving in the dual capacity of clerks of the supreme judicial court and clerks of the courts of common pleas in their respective counties. (Ibid., Secs. 1, 4.)

Except where otherwise noted, all records are in the office of the clerk of courts, first floor, Superior Court Building, 36 Federal Street, Salem. In addition to the following records, see entry 130.

Criminal and Civil  
(See also entries 108, 117, 120.)

85. RECORDS OF SUPREME JUDICIAL COURT (Original Papers), 1797--.  
220 file boxes.

Transcript of lower court testimony and finding; pleadings, request for rulings, exceptions, supreme court opinion, final decree; case no. Arr. by case no. No index. 15 x 10 x 4.

86. SUPREME JUDICIAL COURT DOCKETS (Pending Appealed Cases), 1802--.  
34 vols.

Names of parties; nature, date of action, pleadings, lower court finding; case no. Indexed alph. by name of appellant, chron. entry. Hdw. 200 pp. 12 x 10 x 2.

87. SUPREME JUDICIAL COURT RECORDS (Completed Appealed Cases), 1797--.  
47 vols.

Names of parties; nature, date of action, pleadings; ad damnum; abstract of lower court testimony, finding; name of lower court justice, grounds for appeal, supreme court opinion, final decree, case no. Indexed alph. by name of appellant. Hdw. 500 pp. 18 x 10 x 3. 40 vols., 1797-1913, balcony, off. of clerk of courts; 7 vols., 1913--, off. of clerk of cts.; first fl.

Probate

88. TESTIMONY BEFORE JUSTICES OF SUPREME JUDICIAL COURT (Milligan vs. Milligan and Phillips), 1907-11. 2 bundles.

Milligan vs. Milligan and Phillips adoption cases: Transcript of lower court testimony and finding, pleadings, request for rulings, exceptions, supreme court opinion, final decree; case no. Arr. chron. No index. Typed. 13 x 8 x 3/4. Va., judges' lobby, first fl., Superior Ct. Bldg., 36 Federal St., Salem.

Executions

89. SUPREME JUDICIAL COURT EXECUTIONS, 1809-1909. 16 file boxes.  
Prior records destroyed; subsequent records with the supreme judicial court, Suffolk Courthouse, Pemberton Square, Boston.

Authorization to take possession and levy on property of defendant to satisfy judgment: Names of litigants; name of court, clerk; cause, date of action; amt., date of judgment, execution; case no. Arr. by date of execution. No Index. 15 x 10 x 3. Bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.



## VI. QUARTER COURTS (County Courts)

Organization of law courts as developed at an early date by the colonists of the Massachusetts Bay Company was determined, in great part, by their need for a simple yet effective judicial system. During the first busy years of settlement, before any plan of judicial organization was worked out, the General Court in its quarterly sessions at Boston functioned as the sole dispenser of justice. But a legislative body clogged with judicial duties could not effect a speedy administration of justice. Consequently, the court of assistants, consisting of the governor, deputy governor and assistants, on August 23, 1630, authorized the governor, deputy governor, and four other citizens named by them to be justices of the peace with power to reform abuses and to punish offenders. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, I, 74.)

As the colony grew rapidly and population spread beyond the easy reach of the first settlement, the authorities found it inconvenient to bring all cases to Boston, and on March 3, 1635, the General Court ordered:

...that there shalbe ffoure Courts Kept every Quarter, 1, att Ipswich, to which Neweberry shall belonge; 2, att Salem, to which Saugus shall belonge; 3, att New Towne, to which Charlton, Concord, Medford, and Waterton shall belonge; 4th, att Boston, to which Rocksbury, Dorchester, Weymothe, and Hingham shall belonge. (Ibid., p. 169.)

These quarter courts were kept by such magistrates as lived in or near the above-mentioned towns and by "such other persons of worth as shall from tyme to tyme be appoynted by the General Court" so as to make four in number. The courts had jurisdiction over all civil cases in which the damages did not exceed ten pounds, and over all criminal cases not "concerneing life, member or banishment." These courts were known as the inferior quarter courts and were ordered to be kept "on the 1th, the last Tuesday in June, and the rest the last Tuesday in September and December." (Idem.)

On the same date, the General Court also ordered that:

...there shalbe four greate Quarter Courts kept yearly att Boston, by the Governor and the rest of the magistrates; the first, the first Tuesday in the 4th moneth, called June; the second the first Tuesday in September; the third, the first Tuesday in December; the fourthe, the first Tuesday in the 1th moneth, called Marche. (Idem.)

The "greate" quarter courts were primarily courts of appeal from the decisions of the four inferior courts, although they had exclusive jurisdiction over all capital criminal cases and all civil cases where the debt or damage exceeded ten pounds.

The principal significance of these enactments was that henceforth the General Court was relieved of a tedious judicial burden. In recognition of this fact the court decreed, in 1635, that "there will not henceforthe be neede of so many General Courts to be kept as formerly," and ordered that thereafter only two General Court sessions be held each year, viz., "that





in the third moneth, called May, for elections and other affaires, and the other the first Wednesday in October, for makeing lawes and other publique occasions of the commonwealthe..." (*Ibid.*, p. 170.)

During the next few years, the newly established judiciary underwent few changes. To avoid the cost involved in bringing small causes before the assistants, it was enacted on September 6, 1638, that any magistrate in the town where he dwelt might hear and determine at his discretion all causes wherein the debt or damage involved was not more than twenty shillings, and the General Court nominated three men from time to time, two of whom were to have like power to hear and determine such causes. (*Ibid.*, p. 239.)

In 1641, a reorganization of the inferior quarter courts was effected in a way that foreshadowed the eventual establishment of counties along the lines of judicial districts. The revamped courts became "county courts," in essence if not in name, even before the first definite county boundaries were established in 1643. In that year, the General Court, in order "to ease the country of all unnecessary travells and charges," ordered that four quarter courts be kept yearly by the magistrates of Ipswich and Salem; two of these quarter courts were "to bee kept at Salem and the other two at Ipswich." (*Ibid.*, p. 325.) These courts had the same power as the great quarter court in Boston in all civil matters, and in all criminal cases except trials for life, limb or banishment. Appeal was allowed from any of them to the court of assistants. They could employ jury trial, and appointed their own clerks and other necessary officers. They exercised certain administrative functions: appointed commissioners to hear small causes and trustees of public legacies; confirmed the nomination of military officers; apportioned charges for the repair of bridges; licensed innkeepers and packers of sturgeon; punished idle persons; provided for the poor; admitted freemen who were church members; fixed ministers' allowances, punished heretics and profaners of the Sabbath; saw that all Indians were civilized and received religious instructions; and did all varieties of probate business. (*Osgood, Herbert Levi, American Colonies in the Seventeenth Century*, 3 vols., New York, 1904, I, 191.)

The years prior to 1650 witnessed many developments in the functions of the quarter courts. In 1639 and again in 1642 the General Court ordered the recording of births, marriages and deaths by the clerk of each quarter court from returns of births and deaths forwarded to them by the "clerks of the writs" in various towns and from returns of marriages required of those authorized to perform them. (Entry 96.) (*Colonial Records*, I, 276; II, 15.) On October 7, 1640, the General Court established officials as clerks of the courts held at Salem and Ipswich. (*Ibid.*, I, 306.) Their principal duties were to keep a record of all wills, administrations, inventories, and other matters coming before the court. On November 11, 1647, the General Court ordered that in all towns within its jurisdiction in which there were no magistrates "3 men be appointed to end small causes under forty shillings who shall, from time to time, keep a true record of all such causes as shall come before them to be determined." (*Ibid.*, II, 208.) The act of 1635, which apparently had not been observed, was reenacted in 1649 when the sessions of the great quarter courts were again reduced from four to two a year. (*Ibid.*, III, 286; *supra.*)



The last significant change in the court structure of the Massachusetts Bay Colony before 1685 occurred in 1651. At this time the General Court, because of the increasing number of law suits and the prolonged sessions of the county courts, ordered that seven freemen of the town of Boston, the whole or any five or three of them with a magistrate, be granted the authority to hear and determine "all civill actions which shall be brought before them, not exceeding the sum of ten pounds...to keep records...to appoint a clerk...." (Ibid., IV, 61-62.)

The latter half of the seventeenth century saw little change in the judicial organization of the colony. The great and inferior quarter courts functioned normally until the revocation of the charter of the Massachusetts Bay Colony on October 23, 1684. In 1685, a court of chancery was established to facilitate the settlement of suits in equity and probate which previously had to await the action of the quarter courts. (Ibid., V, 477.)

The period from 1684-1692 was fraught with much confusion in all branches of government. With the advent of Governor Edmund Andros in 1686, a new system of courts was instituted. When the news of the glorious revolution in England reached America in 1689, however, the new courts were ignored by the colonists and the judiciary returned to its old form. ("County Government in Massachusetts," Massachusetts Constitutional Convention, Bulletin 8, Boston, 1917, p. 12.)

The arrival of the province charter in 1692 sounded the knell of the great and inferior courts. The great quarter court was succeeded by the superior court of judicature which served as a court of assize and general gaol delivery. When sitting in a county, the civil jurisdiction of the inferior quarter courts was jointly assumed by the court of common pleas and the court of sessions and its criminal jurisdiction by the court of sessions. The various acts relating to the courts passed by the Massachusetts legislature after 1692 were disallowed by the English Privy Council, so that the new judicial organization did not officially go into effect until 1699.

Entry 93 is an unpublished isolated record of cases tried in the Essex County quarter courts, compiled by a private individual for his own use. Entry 93a is a compilation of court proceedings in the famous Salem witchcraft trials of the last quarter of the seventeenth century.

All records are in the office of clerk of courts, Superior Court Building, 36 Federal Street, Salem. In addition to the following records, see entry 96.



## Criminal and Civil

(See also entries 965-971, 973-977.)

90. ESSEX COUNTY COURT PAPERS (Criminal and Civil Original Papers), 1636-88. 42 vols.

Original complaints, writs of ejectment, executions, petitions, license applications: Names, addresses of parties; nature, date of action, request; disposition of case. Arr. by year. For index, see entry 92. Hdw. 150 pp. 20 x 14 x 4.

For subsequent criminal records, see entry 97; for subsequent civil records, see entry 99; for subsequent license applications, see entry 95; for subsequent executions, see entry 102.

91. ESSEX COUNTY COURT PAPERS (Civil Case Histories), 1636-93. 12 vols. Names, addresses of litigants; nature, date of action; ad damnum; type, date of pleading; amt., date of judgment, execution. Arr. chron. Hdw. 400 pp. 12 x 10 x 2.

For subsequent records, see entry 94.

92. INDEX, 1636-93. 4 vols.

Index to Essex County Court Papers (Criminal and Civil Original Papers), entry 90; Essex County Court Papers (Civil Case Histories), entry 91: Names, addresses of parties; vol. and p. ref.; date of case. Arr. alph. by names of parties. Hdw. 500 pp. 12 x 10 x 2½.

93. POOR'S INDEX (to Court Cases), 1658-92. 3 vols. System estab. 1658, discont. 1692.

Index to court cases: Names, addresses of litigants; nature, date of case. Arr. alph. by names of litigants. Hdw. 150 pp. 12 x 10 x 2½.

- 93a. (Histories of Cases of Persons Accused of) WITCHCRAFT, 1673, 1692. 2 vols.

Name, address, pleadings of defendant; statements of witnesses; judicial disposition. 1 vol., 1673, indexed alph. by subject; 1 vol., 1692, indexed alph. by name of defendant. Hdw. 300 pp. 15 x 11 x 2.

See also entries 1157, 1158.

## VII. COURT OF GENERAL SESSIONS OF THE PEACE

The charter of 1692 vested the Massachusetts legislature with full power to establish judicatories and courts of record. Thus empowered, the legislature in 1692 established a court of criminal and civil jurisdiction in the different counties of the province under the name of the court of quarter sessions. (Massachusetts Bay Colony and Province Laws, Nathan Dane, William Prescott and Joseph Story, compilers, Boston, 1814; Ch. 5, Sec. 2, pp. 218-19, 1692.) This court was held quarterly in each county by its respective justices of the peace. The act, however, because of repeated disallowals by the English Privy Council, did not legally go into effect until 1699. (Mason, Albert,





"A Short History of the Supreme Judicial Court of Massachusetts, 1634-1780," Massachusetts Law Quarterly, Boston, 1916, II, 92-93.) Sessions of the court, nevertheless, were held regularly between 1692 and 1699, and in the latter year the court was renamed the court of general sessions of the peace.

Between 1699 and 1780 the court of general sessions of the peace for Essex County was held at Salem on the last Tuesday in June and December, at Newbury on the last Tuesday in September and at Ipswich on the last Tuesday in March. (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, 1699, Ch. 1, Sec. 1.) The justices of the peace of Essex County, or as many of them as were limited in their commissions, presided with power to "hear and determine all matters within their authority and to award judgment and execution therein." (Idem.) The jurisdiction of the court was partly criminal and partly civil. As a criminal tribunal, it had jurisdiction over all criminal matters except crimes punishable by death or banishment, and determined all cases relating to the conservation of the peace and the punishment of offenders within its jurisdiction (Idem); in its civil capacity it authorized the erection and repair of jails and other county buildings, allowed and settled county accounts, estimated, apportioned and issued warrants for assessing county taxes, granted licenses and laid out highways and town ways. (Ibid., 1692, Ch. 20, Sec. 2; Ch. 27, Sec. 2; 1693, Ch. 6, Sec. 3.) The court also had appellate jurisdiction over all criminal cases which had been tried by a single magistrate and appeals from its judgment were made to the superior court of judicature. (Ibid., 1699, Ch. 1, Sec. 5.) The court appointed its clerk, established its own rules of practice, and held trials by jury. (Ibid., 1701, Ch. 5, Sec. 3.)

The provision requiring the return of marriages to the court clerks of the quarter courts (see p. 118) was continued in the act of November 3, 1692 which provided for a quarterly return of marriages by the official performing the same to the clerk of the sessions of the peace. (Colony and Province Laws, 1692, Ch. 12, Secs. 1, 2, p. 243.) On December 1, 1716 every town clerk was ordered to give in a list of marriages to the clerk of the sessions court and the clerk to record it. (Ibid., 1716, Ch. 124, Secs. 1-4, p. 416.) No further change in the law occurred until June 22, 1786 when every justice and minister was ordered to make an annual return of marriages performed in April to the town clerk of the town, district or plantation in which he resided and the town clerk to return a list or copy to the clerk of the general sessions of the peace in May. (Perpetual Laws of Massachusetts, 1789, p. 14.) This provision was in force from December 1, 1786 to April 1, 1796 when the sessions court was relieved of its duties in the recording of marriage returns. (Entry 96.) All vital records were thereafter to be the exclusive function of the town and district clerks.

The province became a commonwealth in 1780, and thenceforth Massachusetts was governed by a constitution which provided for changes in the established judiciary. (Constitution of Massachusetts, 1780, Part II, Ch. 1, Sec. 3, Art. 9.) Thereafter, judges were appointed and commissioned by the governor to hold office during good behavior. The court of general sessions of the peace was renewed by the state constitution (Ibid., Part I), and in 1782 appeal from its decisions was allowed to the supreme judicial court. (Acts and Resolves, 1782, Ch. 14, Sec. 3.) The court functioned normally until



1803, when the court of common pleas took over its criminal jurisdiction; its prudential powers, however, were left intact. (Ibid., 1803, Ch. 154, Sec. 3.) In 1807, it was enacted that the general sessions court should be held by one chief and six associate justices, appointed and commissioned by the governor and council, with the powers and privileges of the previous justices of the courts (Ibid., 1807, Ch. 11, Secs. 1, 2), and with the additional power:

...to examine, allow and order to be paid out of the county treasury any account or so much thereof for services done in any prosecution, for any criminal offense committed and prosecuted in any of the counties, where provision is not made by law for such services. (Ibid., Sec. 5.)

Thereafter, the court of general sessions for Essex County sat at Ipswich on the second Tuesday of April and October. (Ibid., Ch. 21, Sec. 2.) In 1808, it was renamed the court of sessions (Ibid., 1808, Ch. 57, Sec. 2), and was empowered to grant licenses to innholders and retailers. (Ibid., Sec. 6.)

In 1809, the court of common pleas took over the jurisdiction of the court of sessions (Ibid., 1809, Ch. 17, Sec. 2), functioning in its stead until 1811, when the latter tribunal was revived (Ibid., 1811, Ch. 81, Secs. 1-3), only to surrender its jurisdiction to the circuit court of common pleas again in 1814. (Ibid., 1814, Ch. 197, Secs. 1-3.) This occasioned the appointment by the governor and council of:

...two discreet persons, being freeholders...to be sessions judges of the Circuit Court of Common Pleas...for the purpose of hearing and judging all matters and things over which the Court of Sessions before had jurisdiction.... (Ibid., Sec. 4.)

The court of sessions was reestablished in 1820 under one chief and two associate justices appointed by governor and council, and vested with "all the power, rights, and privileges...vested in the Circuit Court of Common Pleas, relative to the erection and repair of gaols, and other county buildings, the allowance and settlement of county accounts, the estimate, apportionment, and issuing warrants for assessing county taxes, granting licenses, laying out, altering, and discontinuing highways, and appointing committees, and ordering juries for that purpose." (Ibid., 1819, Ch. 120, Sec. 1.) The court of sessions was finally dissolved in 1828 and the board of county commissioners created to replace it. (Ibid., 1828, Ch. 77.)

All records are in the office of the clerk of courts, Superior Court Building, 36 Federal Street, Salem.



## Criminal and Civil

(See also entries 1023-1148, 1161, 1166-1256.)

94. RECORDS OF COURT OF SESSIONS, 1692-1827. 13 vols. Histories of criminal and civil cases. Criminal: Name of complainant, defendant; nature, date of offense; judicial disposition. Civil: Names of litigants; cause, date of action; amt., date of judgment, execution. Include names of presiding justices and list of grand jurors. Arr. by year. No index. Hdw. 200 pp. 15 x 10 x 1.

For prior civil records, see entry 91; for subsequent criminal records, see entry 98; for subsequent civil records, see entry 100.

## Licenses

(See also entries 972, 1320-1322, 1325-1327, 1330, 1333-1335, 1338-1349, 1351-1360, 1363, 1374, 1376, 1393, 1394, 1398, 1404, 1406, 1410.)

95. RECORD OF SESSIONS AND LICENSES, 1692-1828. 40 file boxes. applications for licenses: Name, address of licensee; location, description of business; nature, date of hearing; type, specifications of licenses; date of authorization, Arr. by date of session. No index. 15 x 10 x 4.

For prior records, see entry 90; for subsequent records, see entries 5, 7;

## Vital Statistics

96. RECORD OF BIRTHS, MARRIAGES AND DEATHS, 1636-1795. 6 vols. (16-22). Title varies: 2 vols., 1681-1786, 1658-1701, titled Births, Marriages and Deaths for the County of Essex.

Vital statistics recorded by the quarter courts, 1636-92, and the court of sessions thereafter. Births: Name of child, father; place, date of birth. Marriages: Names of contracting parties; place, date of marriage. Deaths: Name of deceased, names of parents; date of death, burial. 2 vols., 1636-90, 1658-1701, arr. by name of town; 2 vols., 1654-91, 1681-1786, arr. alph. by name of individual; 2 vols., 1663-1786, 1776-1795, arr. alph. by name of town. No index. Hdw. 200 pp. 15 x 12 x 1.

## VIII. COURT OF COMMON PLEAS

In accordance with power to establish "Judicatories and Courts of Record or other Courts" delegated to the General Court by the province charter (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, 14), the inferior court of common pleas was established in 1692. (Ibid., 1692, Ch. 33, Sec. 5.) It immediately began to dispense justice in "all civil actions arising or hapning" within the county "tryable at the common law, of what nature, kind or quality soever" (Idem.) in spite of the fact that its legal status was once denied by the English Privy Council





in 1695, and twice in 1698. When eventually in 1699 the court received official sanction from England, it was ordered to be held in Essex County by four justices, three of whom were to constitute a quorum, at Salem on the last Tuesday in June and December; at Newbury on the last Tuesday in September, and at Ipswich on the last Tuesday in March. (Ibid., 1699, Ch. 2, Secs. 1, 2.)

The transition of Massachusetts from province to commonwealth brought changes in the court's jurisdiction and appointed sittings. Thereafter, it was to be known as the court of common pleas and to have cognizance only of civil actions not exceeding forty shillings in value. (Acts and Resolves of Massachusetts, 1782, Ch. 11, Sec. 1.) Appeal was allowed to the supreme judicial court. (Ibid., Sec. 2.) For Essex County, the court of common pleas was ordered to convene at Ipswich on the first Tuesday in April, at Salem on the second Tuesday of July and the first Tuesday in December, and at Newburyport on the last Tuesday in September. (Ibid., Ch. 50, Sec. 1.) Justices of the court were authorized to establish whatever rules might be necessary for the efficient transaction of court business (Ibid., Ch. 11, Sec. 3); and to appoint a clerk to attend them and record their proceedings. (Ibid., Sec. 4.) In 1783, provision was made for the appointment of special justices. (Ibid., 1783, Ch. 49.) One of the four justices was designated as chief justice in 1798; all writs and processes thereafter issuing from the court being required to bear his test or signature. (Ibid., 1798, Ch. 24.)

All the powers and duties of the court of sessions were transferred to the court of common pleas in 1809. (Ibid., 1809, Ch. 17.) Two court-of-common-pleas justices were authorized the following year, upon necessity, to transact the business of said court. (Ibid., 1810, Ch. 106.) When, in 1811, the commonwealth was divided into six circuits, Essex and Middlesex counties were established as the Middle Circuit. (Ibid., 1811, Ch. 33, Sec. 1.) It was ordered that a circuit court of common pleas consisting of one chief and two associate justices sit in Essex and Middlesex counties at the same times and places then appointed by law for the keeping of court of common pleas. (Ibid., Sec. 2.) This circuit court of common pleas, the law continued:

...shall have original and exclusive jurisdiction of all civil actions arising or happening...of what nature or species soever the same may be, (excepting only such actions wherein the Supreme Judicial Court, or where Justices of the Peace now have original jurisdiction;) and shall also have jurisdiction of all such offenses, crimes and misdemeanors, as before the passing of this act were cognizable by the respective Courts of Common Pleas; and shall also have appellate jurisdiction of all civil actions, and of all crimes and offences where an appeal may now by law be made from the sentence or judgment of Justices of the Peace; and the same Courts are hereby fully authorized to give judgment, award execution, to administer all necessary and proper oaths and affirmations, and to do, execute, perform and order whatever by the constitution and laws it shall be their duty to do, or whatever the Courts of Common Pleas before the passing of this act were authorized to do, excepting such acts, matters and things as are or may be cognizable by the Courts of Sessions. (Idem.)



Four days later an act was passed reviving the court of sessions. (Ibid., Ch. 81, Secs. 1, 2.)

In 1814, the powers and duties of the sessions court were once again transferred; this time to the circuit court of common pleas. (Ibid., 1814, Ch. 197, Secs. 1, 2.) It was ordered that sessions business be conducted at the first term of the circuit court of common pleas held after January first, and the first term held after July first in each year (Ibid., Sec. 3); that the governor and council appoint two sessions justices to be associated with the justices of the circuit court of common pleas during the above-mentioned terms; and that any three of the justices, at least one of whom was a sessions justice, might constitute a quorum at said sessions sittings. (Ibid., Sec. 4.)

A special session of the circuit court of common pleas whenever necessary was authorized in 1820:

...for the purpose of administering such oaths and affirmations to pensioners of the United States, and for transacting such other business, pertaining thereto, as are required by a law of the United States. (Ibid., 1820, Ch. 21, Sec. 1.)

The circuit court of common pleas was replaced in 1821 by a court of common pleas for the commonwealth, having the same jurisdiction and sitting at the same times and places as were appointed for the circuit court. (Ibid., 1821, Ch. 79, Sec. 1.) One of the court's four justices was to be designated as chief justice. (Ibid., Sec. 2.) Clerks of the court were required to give bond (Ibid., Ch. 23, Sec. 3), and nothing in the law was to be construed to give them "any other or better title to their offices than they have heretofore had." (Ibid., Sec. 2.)

The court's criminal jurisdiction was enlarged in 1831 to embrace original and concurrent jurisdiction of all offences, crimes, and misdemeanors hitherto handled solely by the supreme judicial court; of all actions of scire facias to recover the penalty and forfeiture of any recognizance returnable to or remaining in either of the two said courts; and final, exclusive jurisdiction, in all matters of fact, of all offences, crimes and misdemeanors, of which said court of common pleas shall take cognizance by virtue of this act, excepting crimes punishable by death. (Ibid., 1831, Ch. 113, Sec. 1.) The number of justices was raised from four to five in 1843 (Ibid., 1843, Ch. 7, Sec. 4), and raised to six in 1845. (Ibid., 1845, Ch. 155, Sec. 1.) In 1839, the term of the court of common pleas for Essex County held at Salem on the third Monday of June was moved to Ipswich, and the term held at Ipswich on the third Monday of March removed to Salem. (Ibid., 1839, Ch. 150.) The law term of the court for Essex County held at Ipswich on the second Monday of October was shifted to Lawrence in 1852. (Ibid., 1852, Ch. 288.)

The court of common pleas was supplanted by the superior court in 1859, (Ibid., 1859, Ch. 196, Sec. 1.) At the same time, all records of the court of common pleas were placed in the custody of the clerk of the superior court. (Ibid., Sec. 4.)



Except where otherwise noted, all records are in the Superior Court Building, 36 Federal Street, Salem. In addition to the following records, see entries 1329, 1375, 1380, 1399, 1400, 1401, 1402.

### Criminal Cases

97. COURT OF COMMON PLEAS (Original Papers), 1849-59. 18 file boxes. Prior records destroyed.

Complaint, warrant, summons, arraignment, plea, judgment, sentence; case no. Arr. by case no. No index. 11 x 5 x 20. Bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.

For prior records, see entry 90; for subsequent records, see entry 107.

98. COURT OF COMMON PLEAS RECORDS (Case Histories), 1812-59. 22 vols. Name of defendant; nature, date of offense; disposition of case, case no. Arr. alph. by name of defendant. No index. Hdw. 400 pp. 12 x 8 x 3. Cabinet, off. of clerk of cts., first fl.

For prior records, see entry 94; for subsequent records, see entry 110.

### Civil

(See also entry 978.)

### General Cases

99. RECORDS OF COURT OF COMMON PLEAS (Original Papers), 1693-1859, 456 file boxes.

Writ, declaration, answer, interrogatories, pleadings, judgment, execution; promissory notes; case no. Arr. by year and by case no. No index.

10 x 4 x 15. Cabinet, off. of clerk of cts., first fl.

For prior records, see entry 90; for subsequent records, see entry 115.

100. COURT OF COMMON PLEAS DOCKET (Case Histories), 1721-1859. 75 vols. Name of plaintiff, defendant; nature, date of action; amt., date of judgment, execution; date of satisfaction, case no. Indexed alph. by names of litigants. Hdw. Writing faded, paper poor. 350 pp. 12 x 8 x 2. Cabinet, off. of clerk of cts., first fl.

For prior records, see entry 94; for subsequent records, see entry 118.

101. INFERIOR COURT OF COMMON PLEAS (Case Histories), 1695-1726. 4 vols.

Histories of cases tried in lower court: Names of litigants, attorneys, jurors; nature, date of case; amt. of judgment; date of trial, appeal. Arr. by date of trial. No index. Hdw. Writing illegible. 200 pp. 11 x 9 x 2. Off. of clerk of cts., first fl.

For prior records, see entry 91; for subsequent records, see entry 100.





Executions

102. EXECUTION RECORD, 1686-1783. 2 vols.

Summary of executions: Name, address of plaintiff, defendant; amt., date of execution; name of clerk, town marshall; officer's return. Indexed alph. by name of plaintiff. Hdw. 150 pp. 12' x 10 x 2. Off. of clerk of cts., first fl.

For prior records, see entry 90.

103. COURT OF COMMON PLEAS - EXECUTIONS (Original Papers), 1793-1859.  
68 file boxes.

Authorizations to take possession of and levy on property of defendant to satisfy execution: Name, address of plaintiff, defendant; cause, date of action; amt. of costs, certification of court clerk; amt., date of execution. Arr. by date of execution. No index. 11' x 16 x 5. Cabinet, bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.

Notarial

104. PUBLIC NOTARY BOOK, 1723-60. 1 vol.

Acknowledgment of legal documents before court clerks: Date of certification, signature of notary, expiration date of notary's commission. Arr. chron. No index. Hdw. 216 pp. 12 $\frac{1}{4}$  x 8 x 2 $\frac{1}{4}$ . Off. of clerk of cts., first fl.

For subsequent records, see entry 123.

Officer's Returns (See also entries 1331, 1337, 1374.)

105. (LIST OF RETURNS ON WARRANTS, COMPLAINTS, BILLS OF COST), 1834-41.  
1 vol.

Officer's returns on warrants, complaints, bills of cost: Time, place, date of service; name of person served, case no., officer's costs. Arr. by date of service. No index. Writing faded, paper and binding poor. 100 pp. 12 x 8 x  $\frac{1}{2}$ . Bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St., Salem.

## Naturalization

(For subsequent records, see Salem Superior Court, entries 125, 127; First District Court of Essex, entries 211, 212; District Court of Newburyport, entries 246, 247; District Court of Lawrence, entries 277-281; District Court of Southern Essex, entries 317-319; Central District Court of Northern Essex, entries 358-360; District Court of Eastern Essex, entries 395-397; Second District Court of Essex, entries 426, 427.)

106. RECORD OF (Naturalized) ALIENS, 1828-41. 1 vol.

Name, address, age, birthplace, marital status, date of immigration and naturalization of alien. Indexed alph. by name of alien. Hdw. 200 pp. 12 $\frac{1}{2}$  x 8 x 1 $\frac{1}{2}$ . Off. of clerk of cts., first fl.



## IX. SUPERIOR COURT - Salem

A superior court for all the counties of Massachusetts was created in 1859. (Acts and Resolves of Massachusetts, 1859, Ch. 196, Sec. 1.) It replaced the court of common pleas which functioned from 1692 until 1858. Sessions of the court at Salem for Essex County for civil business were designated as the first Mondays of June and December, and for criminal business the fourth Monday of October. (Ibid., Sec. 10.) These terms, with exception of a slight change in 1860 (Ibid., 1860, Ch. 62, Sec. 1), remained in effect till 1891. In the latter year, the court was given exclusive original jurisdiction of capital crimes and thereafter was required to be always open in the county for that purpose. (Ibid., 1891, Ch. 379, Sec. 1.) The last important legislative change in the schedule of the court occurred in 1897, when it was decreed that "The Superior Court shall always be open for criminal business in every county, and there shall no longer be terms for such business." (Ibid., 1897, Ch. 490, Sec. 1.)

Until 1897 no justice of the superior court was permitted within the space of a single year to hold more than three terms of said court for the transaction of criminal business alone. (Idem.) In the act establishing the court, however, it was provided that all persons guilty of capital offenses were required to be tried by three justices in the superior court. (Ibid., 1859, Ch. 196, Sec. 21.) Appeal from the judgment of the court on any matter of law apparent on the record in either civil or criminal causes might be made to the law term of the supreme judicial court. The superior court was empowered, at any time during the interval between verdict and handing down of judgment, to set aside the verdict, and order a new trial; or report the case to the supreme judicial court. (Ibid., Sec. 33.)

The superior court of Essex County originally had jurisdiction to hear and determine questions of fact required to be tried by jury (Ibid., Sec. 2), appellate jurisdiction in cases of insolvency (Ibid., Sec. 5), and original and concurrent jurisdiction with the supreme judicial court of all civil actions in which the damages demanded or property claimed exceeded one thousand dollars. (Ibid., Sec. 30.) The jurisdiction of the court was enlarged in 1883 to include original and concurrent jurisdiction with the supreme judicial court in all matters in which relief or discovery in equity was sought and was given power to issue all general and special writs and processes required in equity proceedings. (Entry 121.) (Ibid., 1883, Ch. 223, Secs. 1, 5.) In 1887 the power of the court was further expanded to include "exclusive original jurisdiction of all causes of divorce and nullity or validity of marriage," and in all such proceedings was given all the powers as to alimony and the custody of children which the supreme judicial court had hitherto had and exercised. (Ibid., 1887, Ch. 332, Sec. 1.) The jurisdiction of the court was also enlarged in 1887 so as to embrace, upon petition, all appeals from orders, sentences, decrees, or denials of the probate courts. (Ibid., Sec. 3.) In 1897 the legislature decreed the first Monday of every month as "a return day for the entry of suits upon recognizances and bonds in criminal cases, and appeals from municipal, police and district courts and trial justices." (Ibid., 1897, Ch. 490, Sec. 3.) When the court of land registration was established in 1898, every order, decision, and decree thereof, was made subject to appeal to the superior court for the county in which the land involved lay. (Ibid., 1898, Ch. 562, Sec. 14.) In 1906, the last significant acquisition of jurisdiction was effected when the court assumed





the right to hold sittings and hearings on naturalization matters formerly held only in the district courts.

Today, the superior court has exclusive original jurisdiction of writs of entry from the foreclosure of mortgages; of real and mixed actions, except those of which the land court or district court have jurisdiction; of complaints for flowing lands, that is, those adjacent to or covered by high water; and of claims against the commonwealth. (General Laws of Massachusetts, 1932, Ch. 212, Sec. 3.) It has "original jurisdiction of all civil actions, except those of which other courts have exclusive original jurisdiction." (Ibid., Sec. 4.) Furthermore, the superior court is a court of general equity jurisdiction. (Ibid., Ch. 214, Sec. 1.) In such equity matters as the following, the superior court has concurrent jurisdiction with the supreme judicial court:

1. Suits to compel the redelivery of goods.
2. Suits for contribution toward debts.
3. Multiplicity of interests.
4. Suits between joint owners of personal property.
5. Suits between joint trustees, coexecutors and coadministrators.
6. Suits which cannot be settled by a single action at law.
7. Suits by creditors to reach and apply any property, right, title or interest.
8. Suits to reach and apply shares or interests in corporations.
9. Suits to reach in payment of a debt any property, right, title or interest, real or personal, liable to be fraudulently conveyed by a debtor through an action at law against him.
10. Suits to reach and apply the obligation of an insurance company to a judgment debtor.
11. Suits to enforce the purpose or purposes of any gift or conveyance to counties, municipalities, etc.

Appeal from a final decree of the superior court is entered upon the docket of the supreme judicial court. If such a decree is reversed by the supreme court, the court may remand the cause to a justice of the supreme judicial court or to the superior court, with all the necessary and proper directions for further proceeding on the case. (Ibid., Sec. 19.)

The superior court as a state organization is at present composed of one chief and thirty-one associate justices, who are nominated and appointed by the governor and council. (Constitution of Massachusetts, Part II, Ch. 2, Sec. 1, Art. 9.) The justices hold office during good behavior although the governor, with the consent of the council, may remove them upon the address of both houses of the legislature. (Ibid., Ch. 3, Art. 1.) In case of absence or illness, the office of chief justice is filled by the senior justice then present. (General Laws, Ch. 213, Sec. 1.) Court is held by one of the justices of the court. Assignments are always made by the chief justice "for the attendance of a justice at the several times and places appointed for holding the court as will be most convenient and as will insure the prompt performance of its duties." (Ibid., Sec. 2.)





The custody of the records of the superior court for Essex County is peculiar in that many of the important records of the court are not kept at Salem, the county seat. All records of the probation officers, as well as all naturalization records of the Lawrence Superior Court since 1920, are kept at the Courthouse, 40 Appleton Street, Lawrence. Naturalization records of Lawrence and Haverhill from 1906 to 1920, as well as all other records of the court relating to Essex County from 1859 to date, are kept at the Superior Court Building, 36 Federal Street, Salem. Certain records running to date found in the latter depository were originally kept by the court of common pleas for Essex County. Inasmuch as there was no break in the continuity of the records upon the establishment of the superior court in 1859, they have been included in the section of the inventory relating to the superior court at Salem. (Entries 113, 132.)

#### Clerk of Superior Court

The office of clerk of the court of common pleas, established in 1692, was taken over by the clerk of the superior court, upon the abolition of the former court, in 1859. (Acts and Resolves, 1859, Ch. 196, Sec. 9.) Since the establishment of the superior court, its clerks have also served as clerk of the supreme judicial court and the county commissioners in each county. (Idem.) For Essex County, the justices of the supreme judicial court are allowed to appoint five assistant clerks of court for three-year terms, although they can remove them for good reason before that time. (General Laws of Massachusetts, 1932, Ch. 221, Sec. 4.) Until 1922 clerks were elected for a five-year term, but by an act in 1919 their term was extended to six years. (Acts and Resolves, 1919, Ch. 269, Sec. 24.) In that year, also, the clerks were permitted to maintain offices in whatever cities and towns the chief justice of the court might indicate. (Ibid., Ch. 156.) In Essex County, there are offices only at Salem and Lawrence, although sessions of the court are held at Salem, Lawrence and Newburyport.

The record-keeping duties of the clerk are highly diversified. He has to attend and keep records of all sessions of the court, to care for, and have custody of all records, books and papers filed or deposited in his office. (General Laws, Ch. 221, Sec. 32.) His most important duties require him: to receive and safely keep all dockets, records and official papers of trial justices (Ibid., Ch. 221, Sec. 25); to keep his records within six months of completion on penalty of forfeiting his bond (Ibid., Sec. 29); to keep jury lists available for use of the court (Ibid., Ch. 234, Sec. 5); to keep a record of the election returns for county and associate county commissioners, deposited with him by the board of examiners (Ibid., Ch. 54, Sec. 122); to execute and receive declarations of intentions of naturalization as directed by the court (Ibid., Ch. 220, Sec. 18); to file warrants received from the warden of the state prison pertaining to death sentences (Ibid., Ch. 279, Sec. 52); to record in a docket all papers transmitted to him on cases involving a change of venue (Ibid., Ch. 223, Sec. 13); to keep a docket for and a record of all proceedings concerning commitments to institutions by justices of his court, as well as filing the original application, certificate of physicians, and a copy of the order of commitment by and with the return therein of the



officer or other person serving the same (Ibid., Ch. 123, Sec. 121); to keep records of his receipts and expenditures (Ibid., Ch. 221, Sec. 32); and to keep an alphabetical list of the names of all parties to every action or judgment recorded in the records of the court. (Ibid., Secs. 22, 23.)

In addition to his recording functions, the clerk has innumerable other official duties to perform. Among the most important of this kind are his services to state and other county officers. The following résumé of his activities indicate the scope of his work, as he must: transmit to the sheriff or some other officer of the court a certified transcript from the minutes of the court when a person is to be fined or imprisoned (Ibid., Ch. 279, Sec. 34); make out and deliver to the governor a certified copy of the whole record of conviction and sentence, sign and deliver a warrant stating conviction, sentence and week appointed for the execution, and send a certified copy of the warrant to the warden of the state prison, in all cases wherein the death sentence has been pronounced (Ibid., Sec. 43); pay over to county treasurer all money deposited for bail upon which a default is made (Ibid., Ch. 276, Sec. 80); notify the state secretary of all corporations dissolved or annulled (Ibid., Ch. 155, Sec. 55), and each February make an annual detailed return of divorce statistics to him for the preceding year (Ibid., Ch. 272, Sec. 27); issue writs of venire facias for twenty-three grand jurors, twenty-eight days before the superior court sits for criminal business (Ibid., Ch. 277, Sec. 1); notify the state secretary of any license violation by an innholder, common victualler, café or restaurant proprietor (Ibid., Ch. 140, Sec. 183C); furnish a copy of an indictment for a capital crime to the chief justice of the court and to the attorney-general (Ibid., Ch. 212, Sec. 7); submit returns of civil and criminal business for the preceding year to the judicial council, a state organization of ten members representing various courts of the state on forms prepared by the council (Acts and Resolves, 1936, Ch. 32, Sec. 3); and make an annual report before January to the state commissioner of correction of all criminal cases commenced in his jurisdiction for the year ending December 31. (General Laws, Ch. 124, Sec. 8.)

#### Superior Court Probation Officers

In 1898 the superior court was authorized to appoint probation officers who were to have the same powers and perform the same duties for the superior court in any part of the commonwealth as probation officers of the district courts then had and performed. (Ibid., 1898, Ch. 511, Sec. 1.) Their salary was to be determined by the superior court and from time to time apportioned among the counties wherein the officers performed their duties. (Ibid., Sec. 2.) In 1913 they were required to give bond such as to satisfy a justice of the court, failure to do so being considered sufficient cause for removal. (Ibid., 1913, Ch. 120, Sec. 1.) The superior court may now from time to time appoint as many probation officers, both male and female, as it deems necessary. One of the officers is designated as chief probation officer, and all hold office during good behavior.





At the direction of the court, each probation officer has authority to inquire into the nature of every criminal case brought before the superior court and to inform the court, whenever possible, whether the defendant has ever previously been convicted of crime. Before a defendant in the superior court charged with a crime punishable by more than one year in prison can be admitted to bail or before his case can be disposed of by sentence, filing, or by placing on probation, one of the probation officers serving the superior court is required to place in the hands of said court such information as the board of information has in its possession relative to the defendant. When it appears that the defendant is on probation in another court or is on parole or at liberty by special permit, it is the probation officer's duty to certify the fact of the defendant's appearance before his court to the authorities granting the permit or parole. A probation officer may recommend that any person convicted in the superior court be placed on probation, and is held responsible for such duties as the court may indicate. (Ibid., Sec. 85.)

The superior court may place on probation under one of its probation officers any person charged with crime before the court, and may place any person convicted, except for a felony, temporarily in the care of one of its probation officers. The court may further authorize any one of its probation officers to spend such money as is deemed expedient "for the temporary support or transportation, or both, of a person placed on probation." (Ibid., Sec. 95.) When an offender is placed on probation on the condition that he make restitution and does not carry out the terms of his obligation, the superior court may order such restitution to be made through any probation officer. (Ibid., Sec. 92.)

Probation officers serving the superior court are not members of any regular police force, but in the performance of their official duties they possess all the powers of police officers. They are required to give an account of their activities to the superior court and at all times their records may be inspected by police officials of the towns throughout the commonwealth. (Ibid., Sec. 90.) They are required to keep full records of all cases investigated by them, of all cases placed under their care by the superior court and of all other duties performed by them. (Ibid., Sec. 92.) Upon failure or refusal to perform their duties they are liable to a fine of two hundred dollars. (Ibid., Sec. 96.) For Essex County, the court is served by a chief and three assistant probation officers. (Report of the County Commissioners, Salem, 1937, p. 4.)

During recent years, the duties and responsibilities of probation officers have steadily increased, so that it has been necessary to introduce new systems of record keeping. (See entries 140-163.) The earliest extant probation records in Essex County date from 1916.

Clerk

Except where otherwise noted, all records are in the office of the clerk of courts, first floor, Superior Court Building, 36 Federal Street, Salem.





## Criminal

Adult Cases

107. CRIMINAL RECORDS (Original Papers), 1859--. 393 file boxes.

Warrant, complaint, certificate of arraignment, summons, plea, motions, judgment, sentence; case no. Contain: First Papers of Naturalization (Declaration of Intention), entry 125. Arr. by case no. For indexes, see entries 108, 120. 11 x 5 x 20. 272 file boxes, 1859-1913, bsmt. strm., County Comm. Bldg., 34 Federal St.; 121 file boxes, 1913--, off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.

For prior records, see entry 97

108. INDEX TO FINISHED (Supreme Judicial and Superior Court) CRIMINAL CASES, 1928--. 35 file boxes. 1905-27 in Consolidated Index (to Supreme Judicial and Superior Court Cases), entry 120.

Index to Criminal Records (Original Papers), entry 107; Criminal Docket (Case Histories), entry 110: Name of complainant, defendant; date of process, case no. Arr. alph. by name of complainant and defendant. 7 x 5 x 19.

109. DISCONTINUED CRIMINAL CASES (Original Papers), 1875--. 34 file boxes. Prior records destroyed.

Warrant, complaint, certificate of arraignment, summons, statement of satisfaction, nol pros; case no. Arr. alph. by name of defendant. No index. 3 x 10 x 8. Bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.

110. CRIMINAL DOCKET (Case Histories), 1859--. 77 vols. Last entry 1927. Title varies: 13 vols. titled Naturalization.

Name, address of defendant; place, type, date of offense; nature of plea, date of trial, judicial disposition, case no. Contain: Petitions for Naturalization (Case Histories), 1859-85, entry 127. Arr. alph. by name of defendant. For indexes, see entries 108, 120. Hdw. to 1918, typed thereafter. 450 pp. 14 x 8 x 5.

For prior records, see entry 98.

Inquests

112. CORONER'S INQUESTS (Reports), 1866--. 26 file boxes. Prior records destroyed.

Medical examiners' reports: Name, address of deceased; probable cause, date of death; names, testimony of witnesses; autopsy disclosures. Court finding; case no. Arr. alph. by name of deceased. No index. 3 x 10 x 8. 22 file boxes, 1866-1931, bsmt. strm., County Comm. Bldg., 34 Federal St.; 4 file boxes, 1932--, off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.



Grand Jury

113. VENIRES, 1822--. 44 boxes. Prior records destroyed. Summonses for grand jury duty: Name, age, occupation of juror; date of initial service. Arr. alph. by name of city or town. No index. 10 x 8 x 3. Bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.

114. GRAND JURY WITNESSES, 1904--. 5 vols. System estab. 1904. Name, address of witness; date, abstract of testimony; case no. Arr. chron. No index. Hdw. 300 pp. 16 x 10 x 2.

## Civil

General Cases (See also entry 199.)

115. (CIVIL CASE ORIGINAL PAPERS), 1859--. 683 file boxes. Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. For indexes, see entries 116, 117, 120. 4 x 10 x 15. Cabinet.

For prior records, see entry 99.

116. DEFENDANT INDEX (Cases Pending), 1936--. 15 file boxes. System estab. 1936. Index to (Civil Case Original Papers), entry 115; Civil Docket, entry 118; Civil and Divorce Superior Court Records (Case Histories), entry 118a: Names of litigants, case no. Arr. alph. by name of defendant. 5 x 6 x 12. Cabinet.

117. INDEX TO FINISHED (Supreme Judicial and Superior Court) CIVIL CASES, 1928--. 69 file boxes. 1905-27 in Consolidated Index (to Supreme Judicial and Superior Court Cases), entry 120. Index to (Civil Case Original Papers), entry 115; Civil Docket, entry 118; Civil and Divorce Superior Court Records (Case Histories), entry 118a: Names of litigants, date of process, case no. Arr. alph. by names of litigants. 5 x 7 x 19.

118. CIVIL DOCKET, 1859--. 54 vols. Names of litigants, attorneys; cause, date of action; type, date of pleadings; amt., date of judgment, execution; case no. Arr. by case no. For indexes, see entries 116, 117, 120. Hdw. 600 pp. 12 x 8 x 4. For prior civil records, see entry 100.

118a. CIVIL AND DIVORCE SUPERIOR COURT RECORDS (Case Histories), 1859--. 120 vols. (129-225, last 19 vols. unnumbered). Last entry 1926. Names of litigants, attorneys; cause, date of action; type, date of pleadings; amt., date of judgment, execution; case no. Contain: (Divorce Case Histories), 1859-1922, entry 120a. Arr. by case no. For indexes, see entries 116, 117, 120. Hdw. 400 pp. 12 x 8 x 3.

119. AUDITOR'S AND MASTER'S (Hearing) DOCKET, 1924--. 1 vol. System estab. 1924. Preliminary case hearings before auditor or master: Names of litigants, name of auditor or master, digest of report, case no. Indexed alph. by name of plaintiff. Hdw. 140 pp. 12 x 8 x 1½.



120. CONSOLIDATED INDEX (to Supreme Judicial and Superior Court Cases), 1905-27. 2 vols. System estab. 1905.

Index to Finished (Supreme Judicial and Superior Court) Criminal Cases, entry 108; Index to Finished (Supreme Judicial and Superior Court) Civil Cases, entry 117. Arr. alph. by names of litigants. Typed. 400 pp. 14 x 10 x 2 $\frac{1}{2}$ .

### Divorce

120a. (DIVORCE CASE HISTORIES), 1859-1922. In Civil and Divorce Superior Court Records (Case Histories), entry 118a.

Name of libelant, libelee; names of attorneys; place, date of marriage; names of children; alleged cause, date of divorce; judicial disposition, case no.

For subsequent records, see entry 170.

### Equity

121. EQUITY CASE RECORDS (Original Papers), 1883--. 129 file boxes. Bill of allegations, petition for relief, preliminary restraining order, notice of service, answer, final decree; case no. Arr. by case no. No index. 10 x 4 x 15.

122. SUPERIOR COURT EQUITY DOCKET (Case Histories), 1905-17. 9 vols. Name of petitioner, respondent; names of attorneys; filing date of bill, answer; nature, date of restraining order; date of final decree, case no. Indexed alph. by name of petitioner. Hdw. 300 pp. 18 x 12 x 2. Cabinet.

### Notarial

123. NOTARIAL RECORDS (Acknowledgments), 1848-1900. 35 bundles. Acknowledgment of documents: Date of instrument; certification, signature of notary; expiration date of notary's commission. Arr. chron. No index. 9 x 12 x 5. Va., judges' lobby, first fl., Superior Ct. Bldg., 36 Federal St., Salem.

For prior records, see entry 104.

124. (Commissions of) JUSTICES AND NOTARIES, 1859-1907. 3 vols. Name of appointee; nature, date of appointment; date of qualification. Indexed alph. by name of appointee. Hdw. 200 pp. 14 x 8 x 1. Cabinet.

### Naturalization

(For prior records, see First District Court of Essex, entries 211, 212; District Court of Newburyport, entries 246, 247; District Court of Lawrence, entries 277-281; District Court of Southern Essex, entries 317-319; Central District Court of Northern Essex, entries 358-360; District Court of Eastern Essex, entries 395-397; Second District Court of Essex, entries 426, 427.) (See also Lawrence Superior Court, entries 135-139.)





125. FIRST PAPERS OF NATURALIZATION (Declaration of Intention), 1906-29. 62 vols. 1859-88 in Criminal Records (Original Papers), entry 107; 1929-- in Petitions for Naturalization (Case Histories), entry 127. Name, address, age, birthplace, nationality, occupation, marital status, family history of applicant; port, date of entry; name of ship, period of residence; no., date of petition; names of witnesses. Arr. by petition no. Hdw. 400 pp. 24 x 18 x 2 $\frac{1}{2}$ .

126. INDEX TO FIRST PAPERS OF NATURALIZATION, 1906--. 10 file boxes. Index to First Papers of Naturalization (Declaration of Intention), entry 125; and first papers of naturalization in Petitions for Naturalization (Case Histories), entry 127: Name, address of applicant; petition no., vol. and p. ref., date of entry, case no. Arr. alph. by name of applicant. 4 x 6 x 15.

127. PETITIONS FOR NATURALIZATION (Case Histories), 1906--. 71 vols. 1859-85. in Criminal Docket (Case Histories), entry 110. Name, address, age, birthplace, nationality, occupation, family history, marital status of petitioner; port, date of entry; name of ship, period of residence; date, no. of petition; names of witnesses. Contain: First Papers of Naturalization (Declaration of Intention), 1929--. entry 125. Arr. by petition no. For indexes, see entries 126, 128. Hdw. 400 pp. 24 x 18 x 2 $\frac{1}{2}$ .

128. (INDEX TO PETITION FOR NATURALIZATION), 1906--. 3 vols. Name of petitioner, petition no. Arr. alph. by name of petitioner. Hdw. 100 pp. 16 x 10 x 1. Cabinet.

129. (Stubs of) CERTIFICATES OF NATURALIZATION, 1906-27. 302 vols. Name, age, signature of petitioner; case no. Arr. by case no. No index. Hdw. 250 pp. 9 x 4 x 1. Va., judges' lobby, first fl., Superior Ct. Bldg., 36 Federal St., Salem.

Receipts and Expenditures  
(See also entries 720, 724, 727, 1375.)

130. FINANCIAL RECORDS (Receipts and Expenditures), 1910--. 7 vols. Prior records destroyed. Receipts and expenditures of supreme judicial and superior courts. Receipts from fines and costs: Name of defendant; amt., date of income; case no. Expenditures for equipment, supplies, salaries: Name of payee; amt., date of payment; voucher no. Arr. chron. No index. Hdw. 283 pp. 14 x 10 x 2. Bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.

131. PAY ROLL (Authorizations), 1893-1903. 9 vols. Authorizations to treasurer to pay court and jail bills: Name of county commissioner; amt., purpose, date of payment; name of payee. Arr. chron. No index. Hdw. on pr. form. 200 pp. 14 x 9 x 1.



## Miscellaneous

132. ELECTION RETURNS, 1835--. 35 boxes. Law effective 1835. Name of city or town; name of candidate; total count, date of votes; names of elected officials. Arr. alph. by name of city or town. No index. 3 x 10 x 8.

133. DEPOSITIONS, 1901-27. 4 file boxes. Affidavits of testimony: Name, no. of case; date, transcript of evidence. Arr. chron. No index. 5 x 4 x 12. Va., judges' lobby, first fl., Superior Ct. Bldg., 36 Federal St., Salem.

134. TRIAL LISTS, 1925--. 8 file boxes. Prior records destroyed. Names of litigants, attorneys; name of court, session; trial date, case no. Arr. alph. by name of plaintiff. No index. 10 x 4 x 15.

## X. SUPERIOR COURT - Lawrence

For the history and functions of the superior court for Essex County, see pp. 128-129. In 1859, sessions of the court at Lawrence for civil business were held on the first Monday of March, and for criminal business on the third Monday of January. (Acts and Resolves of Massachusetts, 1859, Ch. 196, Sec. 1.) In 1860, the criminal term was changed to the second Monday of October. (Ibid., 1860, Ch. 62, Sec. 1.) In 1870, the term was again changed, this time from the second to the first Monday of October. (Ibid., 1870, Ch. 315, Sec. 1.) The superior court sittings at Lawrence are now held at the Courthouse, 40 Appleton Street, Lawrence.

## Clerk

All records are in the cabinet, clerk's office, first floor, Courthouse, 40 Appleton Street, Lawrence.

## Naturalization

(For records 1906-20, see Salem Superior Court, entries 125-129; for records prior to 1906, see District Court of Lawrence, entries 277-281; Central District Court of Northern Essex, entries 358-360.)

135. (Primary) DECLARATION OF INTENTIONS TO NATURALIZE, 1920--. 24 vols. Name, address, birthplace, nationality, age, sex, marital status, family history, physical description, occupation of applicant; port, date of entry; name of vessel, period of residence; names, addresses of witnesses; date of declaration, amt. of fee, case no. Arr. by case no. No index. Typed. 160 pp. 11 $\frac{1}{2}$  x 9 x 2.



136. COMPLETED NATURALIZATION RECORDS (Docket - Primary Declarations), 1920--. 7 file boxes.

Name, age, nativity, occupation, marital status of applicant; date of entry, case no. Arr. alph. by name of applicant. No index. 7 x 6 x 4½.

137. PENDING NATURALIZATION CASES, 1936--. 4 file boxes.

Record of primary declarations: Name, address of applicant; date of application, case no. Arr. alph. by name of applicant. No index. 3½ x 9 x 11.

138. NATURALIZATION PETITIONS (Final Applications), 1920--. 33 vols.

Name, address, age, sex, birthplace, nationality, marital status, family history, physical description, occupation of petitioner; port, date of entry; name of vessel, period of residence, oath of allegiance; date of application, naturalization; names, addresses of witnesses; amt. of fee, application no. Arr. by application no. No index. Typed. 270 pp. 11 x 9 x 3½.

139. COMPLETED NATURALIZATION PETITIONS (Docket - Final Applications), 1920--. 7 file boxes.

Name, age, nativity, occupation, marital status of petitioner; no., date of application; date of naturalization. Arr. alph. by name of petitioner. No index. 3½ x 9 x 11.

#### Probation Officer

All records are in the Courthouse, 40 Appleton Street, Lawrence; except where otherwise noted, they are in the record room, third floor.

#### Criminal

##### General Cases

140. (COMPLETED PROBATION CASES), 1916--. 19 file boxes.

Name, address, occupation, nationality of probationer; prior court, institutional, probation record; nature of offense, plea, verdict, sentence; case no. Arr. alph. by name of defendant. No index. 6 x 10 x 18. Cabinet.

141. ACTIVE PROBATION CASES, 1922--. 2 file boxes.

Name, address, occupation, family history, nationality of probationer; prior court, institutional, probation record; nature of offense, court recommendations, record of probation conduct, case no. Arr. by case no. 11 x 13 x 18. Cabinet.

142. INDEX TO ACTIVE PROBATION CASES, 1922--. 2 file boxes.

Name, address of probationer; case no. Arr. alph. by name of probationer. 4 x 5 x 16. Cabinet.





## 143. (INACTIVE PROBATION CASES), 1917--. 8 file boxes.

Case histories of discharged probationers: Name, address of probationer; nature of offense, period of probation, record of conduct, date of discharge, case no. Arr. by case no. 11 x 13 x 26. 2 file boxes, 1917-22, closet; 6 file boxes, 1923--. anteroom; third fl.

## 144. (INDEX TO INACTIVE PROBATION CASES), 1917--. 1 file box.

Name, address of probationer; case no. Arr. alph. by name of probationer. 11 x 13 x 25. Closet, third fl.

## 145. PROBATION EXPIRATION RECORDS, 1931--. 1 file box.

Court appearance of probationer, prior to or upon expiration of probation period, relative to disposition of case: Name, address of probationer; name of presiding justice; date of arrest, warrant, expiration; nature of offense. Arr. alph. by name of probationer. No index. 4 x 6 x 12. Desk, prob. off., second fl.

See also entry 143.

## 146. PENDING (Appealed) PROBATION CASES, 1936--. 1 file box.

Case histories of defendants whose appeals from lower court sentences are still pending: Name, address, occupation, prior court record of defendant; names of parents, dependents; nature of offense, lower court finding; case no. Arr. alph. by name of defendant. No index. Typed. 5 x 6 x 14. Desk, prob. off., second fl.

Nonsupport and Illegitimacy Cases (See also entries 155-159.)

## 147. NONSUPPORT AND ILLEGITIMACY (Case Histories), 1917--. 6 vols.

Name, address of complainant, defendant; nature of case, proceedings, verdict; amt., date of payment for child support; case no. Arr. by case no. Hdw. 700 pp. 9 x 11 x 4.

## 148. INDEX TO NONSUPPORT AND ILLEGITIMACY, 1917--. 2 file boxes.

Name, address, description of defendant; nature of offense; no. of times arrested; case no., vol. and p. ref. Arr. alph. by name of defendant. 4 x 5 x 16.

## 149. (ACTIVE ILLEGITIMACY CASE HISTORIES), 1922--. 2 file boxes.

Name of complainant; name, personal and family history of defendant; court case, docket no.; date of arrest, lower court trial, appeal, investigation; nature of interview, probation officer's recommendations; case no. Arr. by case no. No index. 11 x 13 x 18. Cabinet.

## 150. ACTIVE NONSUPPORT CASES, 1922--. 3 file boxes.

Name of complainant; name, personal and family history of defendant; court case, docket no.; nature of offense; date of arrest, lower court trial, appeal, investigation; judicial disposition, nature of interview, probation officer's recommendations, case no. Arr. by case no. No index. 11 x 13 x 18. Cabinet.



Default Cases

151. DEFAULT CASES, 1921--. 2 file boxes.

Name, address of defaulter; nature of original offense; dates, no. of defaults; case no. Arr. by case no. 11 x 13 x 26. Cabinet.

152. (INDEX TO DEFAULT CASES), 1921--. 1 file box.

Name, address of defaulter; case no. Arr. alph. by name of defaulter. 4 x 5 x 16.

Jury Records

153. CRIMINAL JURY (Service) RECORD, 1926--. 2 file boxes.

Case histories of jurors sitting on criminal cases: Name, address, occupation of juror; time served, cases attended; amt. of compensation, date of payment. Arr. alph. by name of juror. No index. 6 x 10 x 18. Cabinet.

154. CIVIL JURY (Service) RECORD, 1929--. 2 file boxes.

Case histories of jurors sitting on civil cases: Name, address, occupation of juror; time served, cases attended; amt. of compensation, date of payment. Arr. alph. by name of juror. No index. 6 x 10 x 18. Cabinet.

Fine, Restitution, and Nonsupport Payments  
(See also entries 147-150.)

154a. CASH LEDGER (Receipts and Disbursements), 1917--. 12 vols.

Receipts from fines, restitution, and nonsupport payments: Name of defendant; amt., source, date of income. Disbursements: Name of recipient; amt., accounting, date of payment. Contain: (Annual Statistical Reports of Receipts and Disbursements), entry 160. Arr. by date of transaction. No index. Hdw. and typed. 600 pp. 14 $\frac{1}{2}$  x 9 $\frac{1}{2}$  x 1. Safe, prob. off., second fl.

155. (SUSPENDED SENTENCES AND FINES), 1935--. 1 vol.

Payment of fines: Name, address of defendant; nature of offense, amt. of fine; amt., date of payment. Sentences suspended: Name of defendant; nature of offense, sentence; date suspended, case no. Arr. by case no. Hdw. on pr. form. 200 pp. 9 x 11 x 1.

156. (INDEX TO SUSPENDED SENTENCES AND FINES), 1935--. 1 vol.

Name, address of defendant; case no., p. ref. Arr. alph. by name of defendant. Hdw. 200 pp. 9 x 11 x 1.

157. RESTITUTION DOCKET, 1917--. 2 vols.

Restitution receipts: Name, address of defendant; amt., date of income; case no. Indexed alph. by name of defendant. Hdw. 700 pp. 9 x 11 x 3 $\frac{1}{2}$ .

158. CANCELED CHECKS, 1916--. 20 file boxes. Prior records destroyed.

Disbursement of receipts in nonsupport cases: Name of bank, payee; amt., date of payment; signature of chief probation officer, certification of payment. Arr. by date of payment. No index. 26 x 10 x 22. 10 file boxes, 1916-30, closet; 10 file boxes, 1930--, cabinet, anteroom; third fl.



## 159. CHECK REGISTER, 1933--. 1 vol.

Name of payee; amt., date of payment; signature of probation officer; check, docket no. Arr. by date of check. No index. Typed. 200 pp.  $11\frac{1}{2}$  x 11 x  $1\frac{1}{2}$ . Safe, prob. off., second fl.

## Reports

## 160. (ANNUAL STATISTICAL REPORTS OF RECEIPTS AND DISBURSEMENTS), 1917--.

In Cash Ledger (Receipts and Disbursements), entry 154a.

Statistical Reports submitted to state dept. of corporations and taxation: Amt., source, date of receipt; total; amt., purpose, date of disbursement; total.

## 161. (CRIMINAL PROBATION CASE REPORTS), 1929--. 1 file box.

Probation case histories submitted to state dept. of correction: Name, address, occupation, financial record of defendant; name of employer; payment; no. of home, office visits; case no. Arr. by year. No index. 6 x 10  $\frac{3}{4}$  x 12. Front counter.

## 162. PAROLE RECOMMENDATIONS, 1920--. 2 file boxes.

Recommendations for parole submitted to parole board: Name of prisoner; nature of offense, sentence; record of jail behavior, reason for recommendation, date of report. Arr. alph. by name of prisoner. No index.  $7\frac{1}{2}$  x 9 x 18.

## Miscellaneous

## 163. INDUSTRIAL CAMP ROSTER, 1916-22. 1 file box.

Record of inmates: Name, age, occupation of defendant; nature of offense, sentence. Arr. alph. by name of defendant. No index. 6 x 8 x 12. Closet, third fl.

## XI. COURT OF PROBATE AND INSOLVENCY

The court of probate and insolvency of Essex County, functioning as a unit with the same judges and register, was established in 1858. (Acts and Resolves of Massachusetts, 1858, Ch. 93, Secs. 1, 3.) The federal bankruptcy courts, established in 1898, relieved all Massachusetts courts of probate and insolvency of their jurisdiction over insolvency cases (entry 172), except those dealing with insolvent estates. (Public Laws of the United States, No. 171, 1898, Ch. 2, Sec. 2.)

Today the court has:

...equity jurisdiction concurrent with the supreme judicial court and the superior court over all cases pending in said courts of probate and insolvency, and such jurisdiction may be exercised upon petition, according to the usual course of proceedings in courts of probate and insolvency. (General Laws of Massachusetts, 1932, Ch. 216, Sec. 5.)





In addition, the probate division, which today is much more active than the insolvency section, has jurisdiction of the probate of wills, of granting administration on the estates of persons who at the time of their decease were inhabitants of or residents in the county, and of persons who die outside of the commonwealth leaving estates to be administered within the county; of the appointment of guardians and conservators; of all matters relative to the estates of such deceased persons and wards; of petitions for the adoption of children, and for change of names; of libels for divorce or for affirming and annulling marriage brought in the court; of applications relative to the care, custody, education and maintenance of minor children or deserted and abandoned wives, and the support of minor children of parents living apart but not divorced. (Ibid., Ch. 215, Secs. 3. 4.)

Although the court of probate and insolvency is served by the same judges and register in Essex County, both branches of the court are distinct in their jurisdiction, powers, proceedings and practice. Appeals from the decision of the court on probate matters must be made to the supreme judicial court (Ibid., Secs. 9, 10); appeals on insolvency matters, however, must be made to the superior court. (Ibid., Ch. 216, Sec. 45.)

For the probate division the register must: file with the administrative committee of the court an annual report of the work of said court and registry for the preceding year (Acts and Resolves, 1934, Ch. 330); keep a docket of all cases in his court, and enter every case by its appropriate title or number; keep brief memoranda of all proceedings held and papers filed therein, with the dates of such proceedings or filing of such papers, and references to places in which such proceedings or papers are recorded, if there is a record thereof (General Laws, Ch. 215, Sec. 37); maintain a separate alphabetical index of all such cases and matters which shall refer both to the docket and files of the court, a separate alphabetical index of all public administrators seeking appointment or appointed to administer any estate, with names of such estates (entry 166), (Idem); and record all papers and instruments discharging a claim or purporting to acknowledge the performance of a duty or payment of money for which an executor, administrator, guardian, conservator, trustee or receiver is chargeable in a probate court. (Ibid., Sec. 50.)

For the insolvency division, proceedings of the court are a matter of record, and the assignment and certificate of discharge must be recorded in full. (Ibid., Ch. 216, Sec. 10.) In addition, the register must keep a docket with an alphabetical index, in which he must enter every case by its appropriate title and number, with brief memoranda of all proceedings and papers filed therein (Ibid., Sec. 11); make computations of dividends and orders of distribution, and furnish to the assignee a certified copy of the schedules of creditors and assets filed in each case, and of the order of distribution, together with a dividend sheet. (Idem.)

The court of probate and insolvency for Essex County is held at Salem. The court is served by two judges, appointed by governor and council, the



senior justice being designated as chief justice. (Ibid., Ch. 216, Sec. 2.) Either or both of them may hold court within the county and perform each other's duties whenever necessary. (Idem.) The court is also served by a register of probate and insolvency elected for a six-year term and by two assistant registers appointed by the court for three years. (Ibid., Secs. 4, 24.)

Prior to the consolidation of the court of probate and court of insolvency in 1858, the handling of probate and insolvency matters underwent a complicated and interesting evolution. Although extant probate records date from 1638 (entries 164-166), the first legislation on the subject was passed in 1639, when the General Court ordered that records would be kept of all wills, administrations and inventories, and that:

...all men's houses and lands be certified under the hands of the men of every towne deputed for the ordering of their affaires. (Records of the Governor and Company of the Massachusetts Bay in New England, 5 vols., Boston, 1853-54, I, 276.)

There are two possible explanations for this one-year discrepancy, either the custom of keeping such records antedated the legislation of 1639, or the Gregorian method of computing time, in effect until 1752, was used in dating these records. The following year, it was enacted that thereafter the sale or grant of any houses, lands, rents, or other estates would be considered legal only if it was officially recorded. Recorders were appointed for the inferior quarter courts at Ipswich, Salem, Newtowne (Cambridge), and Boston (Ibid., pp. 306, 307), and in 1650 it was decided that all records entered by a county recorder would thenceforth be sufficient security to the grantor or grantee, and would not necessitate further certification by the secretary of the General Court. (Ibid., IV-1, 22.) Because it was found that many of the colonists were inclined "to rest upon a verball bargaine, or sale, for houses or lands," the General Court decreed in 1652 that no sale of or title to houses or land "shall bee holden good in lawe, except the same be donne by deede, in writing," and that deeds should be recorded and acknowledged according to law. In addition, legislation was passed which empowered any two magistrates of a county court to probate wills and grant administrations in conjunction with the county recorder. (Ibid., pp. 101, 102.)

In 1685 the magistrates of each county court were vested with the powers of a court of chancery authorized:

...to grant summonses, to receive complaints, and to heare and determine all cases relating to wills and administrations, and to make their decrees and to grant executions thereupon, allowing to the party greived liberty of appeale to the magistrates of the next Court of Assistants. (Ibid., V, 477.)

The province charter of 1692 empowered the governor and his assistants to perform all that was necessary for the probate of wills and the granting of administrations with a right of appeal to the king in actions involving more than three hundred pounds. (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, Ch. 1, Sec. 1.) Thus





authorized, the governor and his council in 1692 appointed judges for probate of wills and granting of administrations in each county court, and established a right of appeal to the governor and his council from any settlement or distribution of an intestate. (Ibid., I, Ch. 14, Sec. 1.) In 1719, appeals were required to be made within six months after an order, decree, or sentence was issued (Ibid., II, 1719, Ch. 10, Sec. 5), and later in the same year judges of probate established appointed days for making and declaring their orders and decrees in their respective counties. (Ibid., Sec. 8.)

A further enactment in 1726 empowered judges of probate to appoint guardians for "idiots and distracted persons" (Ibid., 1726, Ch. 12, Sec. 1), and to place those suspected of attempting to embezzle the estates of "such idiots and distracted persons" under oath. (Ibid., Sec. 2.) In 1733 it was ordered that judges of probate should thenceforth have full power to settle and distribute an intestate's property which existed in several counties, but added that preference should be given to the judge of probate for the county in which the deceased resided at the time of his death. (Ibid., 1733, Ch. 5, Sec. 1.)

Upon the adoption of the state constitution in 1780, the method of handling probate matters was not definitely stated, except that judges of probate were required to hold sessions of the court at regular times and places for the convenience of the people (Constitution of Massachusetts, Part II, Ch. 3, Art. 4); and registers of probate were required to be appointed by the governor and council. (Ibid., Ch. 2, Sec. 1, Art. 9.) These provisions, however, were not enacted into law until 1783. An act passed in that year stipulated that a court of probate should be held in each county, and a judge of probate appointed for:

...taking the Probate of Wills, and granting administrations on the estates of persons deceased...for appointing guardians to minors, idiots, and distracted persons; for allowing the accounts of executors, administrators or guardians.... (Acts and Resolves, 1783, Ch. 46, Sec. 1.)

It also provided for the appointment of a register of probate for each county by the governor and council who was to "have care, custody and keeping of all files, papers and books, to the Probate Office belonging." (Ibid., Sec. 2.) Furthermore, all appeals from decisions of the probate court had to be made to the supreme judicial court which "was the supreme court of probate within the commonwealth." (Ibid., Sec. 3.)

The first legislative mention of insolvency procedure appeared in 1784, when the judge of each probate court was empowered to appoint two commissioners to receive and examine all claims of creditors against the insolvent estate of a deceased person. (Ibid., 1784, Ch. 2.) In 1838 the probate courts were given full power to relieve insolvent debtors and arrange for an equitable distribution of their effects. (Ibid., 1838, Ch. 163, Sec. 1.) A further expansion of the jurisdiction of the probate courts over insolvency cases followed in 1844, when every judge of probate or master in chancery was ordered to hold court in some convenient place on the second Monday of every month for the proof of claims, the examination of debtors, the granting of





discharges, the settlement of assignees' accounts and the declaring of dividends in cases pending before him. (Ibid., 1844, Ch. 178, Sec. 1.) In 1848 a commissioner of insolvency for each county was appointed for a seven-year term by the governor and council. (Ibid., 1848, Ch. 304, Secs. 1, 3.) In 1852 three commissioners for each county were appointed. (Ibid., 1852, Ch. 112, Sec. 1.) These officers functioned in conjunction with the court of probate and had the same powers as masters in chancery. The office of insolvency commissioner was abolished by an act of the legislature in 1896, as a result of the ratification of a constitutional amendment at the state election of 1894. (Amendment to Constitution, XXXVI, 1894; Acts and Resolves, 1895, Ch. 100, Secs. 1, 2.) In 1856, also, a court of insolvency was established to hear and pass upon the results of the investigation of the insolvency commissioners. (Ibid., 1856, Ch. 284, Secs. 1, 2.) The same act required that:

...each county shall provide a suitable court room in the shire town...for use of said courts, and shall also provide a suitable fire-proof room, in which shall be kept all the records...and all books, documents and papers appertaining to the business of said courts; also all the records of insolvency, in all cases in insolvency now or heretofore pending in such county. (Ibid., Sec. 3.)

The court of insolvency in Essex County functioned as a separate tribunal until 1858, at which time it was combined with the court of probate of the county under the name of the court of probate and insolvency. (Ibid., 1858, Ch. 93, Secs. 1, 3.) All authority and jurisdiction exercised by the judges of probate and judges of insolvency was hereafter vested in a single judge of probate and insolvency, or as many as were thereafter appointed. (Idem.) The act also set up the office of register of probate and insolvency on an elective basis, as a result of the constitutional amendment of 1855. (Amendment to Constitution, XIX, 1855.) He was elected by the voters of the county for a five-year term (Acts and Resolves, 1858, Ch. 93, Sec. 4), until 1924 when the term of office was extended to six years. (Ibid., 1919, Ch. 269, Sec. 24.)

In 1931, an administrative committee of the probate courts was formed consisting of three judges of the court representing the state assigned to it by the chief justice of the supreme judicial court for such a period of time as he deemed advisable. (General Laws, Ch. 215, Sec. 30A.) The purpose of this committee was to promote coordination among such courts, to recommend uniform practice and procedure, and to exercise general advisory powers in relation to such courts.

All the records of the court of probate and insolvency for Essex County are kept in the Registry of Deeds and Probate Building, 40 Federal Street, Salem, with the exception of the period from 1867 to 1878. After 1866 until 1879, all records of the court were kept at Boston in accordance with a legislative enactment which was repealed in 1876. (Acts and Resolves, 1876, Ch. 234, Sec. 1.) The repeal, however, did not go into effect until 1879.

Except where otherwise noted, all records are in the register's office, second floor, Registry of Deeds and Probate Building, 40 Federal Street, Salem.



## Probate

(See also entries 37, 39, 575, 979-986, 1257-1275a.)

164. PROBATE RECORDS (Wills, Guardianship, Change of Name, Legal Separation, Letters of Administration), 1638-1866, 1879--. 5,536 file boxes.

Wills: Petitions for allowance, administration, distribution of estate. Guardianship of insane, custody award of minor children, change of name, legal separation, letters of administration; case no. Arr. alph. by name of petitioner. No index. 14 x 10 x 3.

165. PROBATE DOCKET, WILLS, 1638-1866, 1879--. 1,044 vols.

Case histories of estates in litigation: Name of testator, petitioner, respondent; cause, date of action; date of trial, name of presiding justice, nature of decree, case no. Arr. by case no. For index, 1882--, see entry 167. Typed. 540 pp. 18 x 14 x 2.

166. PROBATE DOCKETS, PETITIONS, 1638-1866, 1879--. 109 vols.

Petitions for administration of estate, change of name, guardianship: Name of petitioner; nature, date of petition; nature of decree; case no. Arr. by case no. For index, 1882--, see entry 167. Hdw. 600 pp. 15 x 10 x 3.

167. INDEX TO PROBATE DOCKETS, 1882--. 8 vols., 10 file boxes. System estab. 1882.

Index to Probate Docket, Wills, entry 165; Probate Dockets, Petitions, entry 166: Name of petitioner; nature, date of petition; case no. Arr. alph. by name of petitioner. Hdw. 8 vols., 1882-1931, 600 pp., 15 x 10 x 3; 10 file boxes, 1931--, 4 x 13 x 30.

## Divorce

168. DIVORCE CASE RECORDS (Original Papers), 1858-66, 1879--. 236 file boxes (1-9,000).

Libel, certificate of notice, answer, decree nisi, absolute decree, guardianship of minor children, petition for alimony; case no. Arr. by case no. No index. 10 x 4 x 15. 176 file boxes, 1858-1922, off. of clerk of cts., Superior Ct. Bldg., 36 Federal St.; 60 file boxes, 1922--, register's off., Registry of Deeds and Probate Bldg., 40 Federal St.; Salem.

169. DIVORCES (Docket), 1887--. 15 vols.

Names of contestants, attorneys; cause, date of action; judicial disposition, case no. Arr. alph. by name of libellant. No index. Hdw. 200 pp. 14 x 9 x 1 $\frac{1}{2}$ . 9 file boxes, 1887-1922, off. of clerk of cts., Superior Ct. Bldg., 36 Federal St.; 6 file boxes, 1922--, register's off., Registry of Deeds and Probate Bldg., 40 Federal St.; Salem.

170. DIVORCE DOCKETS (Case Histories), 1922--. 17 vols.

Name of libellant, libelee; names of attorneys; place, date of marriage; names of children; alleged cause, date of divorce; judicial disposition, case no. Arr. by case no. Hdw. 500 pp. 15 x 6 x 4.

For prior records, see entry 120a.



171. INDEX TO DIVORCE DOCKETS, 1922--. 30 file boxes. Name of libellant, libelee; case no. Arr. alph. by name of libellant and libelee. 5 x 7 x 19.

### Insolvency

172. INSOLVENCY DOCKETS, 1856-66, 1879-99. 8 vols. Court dissolved 1898; business completed 1899. Name, address of petitioner; name of assignee, digest of proceedings, judicial disposition, docket no. Arr. alph. by name of petitioner. No index. Hdw. 250 pp. 10 x 8 x 2.

## XII. LAND COURT - South District

In 1898 a separate tribunal, known as the court of registration, was established to decide all cases involving the registration and confirmation of land titles. (Acts and Resolves of Massachusetts, 1898, Ch. 562, Sec. 2.) In 1900 the name was changed to court of land registration (Ibid., 1900, Ch. 354, Sec. 1), and in 1904 the court received its present title of land court. (Ibid., 1904, Ch. 448, Sec. 10.)

The court at its inception in 1898 was designated as:

...a court of record and shall have exclusive original jurisdiction of all applications for the registration of title to land within the Commonwealth, with power to hear and determine all questions arising upon such applications...and over such other questions as may come before it...subject, however, to the right of appeal.... (Ibid., 1898, Ch. 562, Sec. 3.)

The authority of the court was greatly increased in 1904 by the transfer from the superior court of original and exclusive jurisdiction over writs of entry, petitions on actions to try titles to real estate, petitions to determine the validity of encumbrances, and petitions to discharge mortgages. (Ibid., 1904, Ch. 448, Secs. 1-4.) In the aforementioned matters the court was given all the power at law and in equity formerly vested in the superior court, except that it could not hold trials by jury. Since 1898 the court by degrees has acquired jurisdiction over the following land matters: proceedings to foreclose tax titles (General Laws of Massachusetts, 1921, Ch. 185, Sec. 1); petitions to establish power or authority to transfer an interest in real estate (Idem); petitions to determine the boundaries of flowing lands (Idem); flowing lands are those adjacent to or covered by high water; and the determination of county, city, town, or district boundaries. (Idem.) In 1933 the right of the land court to enforce its decrees was reaffirmed. The court was allowed the continued use of a deputy sheriff in the services of all court orders, precepts, and processes; and given the right to penalize any offender for contempt of its decrees. (Acts and Resolves, 1933, Ch. 55.) The latest enlargement of the authority of the court came in 1935, when it was given jurisdiction over all cases involving "the redemption of





land taken or sold for non-payment of taxes..." (Ibid., 1935, Ch. 318, Sec. 1.)

The judicial and administrative work of the land court is carried on by three judges and a recorder for the state and, in Essex County, by two assistant recorders, sixty-six land title examiners, appointed by the judge of the land court and subject to removal by supreme judicial court (Ibid., 1898, Ch. 562, Sec. 12), and several clerical assistants. All salaries and expenses of the land court are paid from the treasury of the commonwealth, except the salaries of assistant recorders. The salaries of the latter officials, and the expenses incurred by them for clerical services, are paid by their respective counties. (Ibid., 1900, Ch. 34, Sec. 2.)

The three judges of the land court are appointed by the governor and council, one of whom is appointed as judge and the other two as associate judges of the court (Ibid., 1924, Ch. 271, Sec. 1), as well as a varying number of associate judges who serve on a part-time basis. An associate judge of the land court, sixty-five or over, who has served fifteen years as judge or associate judge, may, at his request, and with the approval of the governor and council, retire to part-time service in said court, subject to the call of the judge thereof. (Ibid., 1931, Ch. 419, Sec. 1.) Before 1924 there were only two judges in the court. (Ibid., 1898, Ch. 562, Sec. 3.) The tenure of all justices is during good behavior. In the event of a vacancy in the office of the judge or his inability to perform his duties, either of the associate judges may perform them.

The office of recorder, who also acts as clerk of the land court, originated in 1898 with the establishment of the court. (Ibid., Sec. 7.) He is appointed by the governor and council, and holds office for a term of five years. The recorder attends the sessions of the court, keeps a docket of all cases tried, preserves and indexes all papers and documents filed with him and may, with the sanction of the court, appoint such assistants and messengers as he deems necessary. (Ibid., Secs. 7, 8.) The recorder may act in any county, but usually all recording functions are performed by the registers of deeds in each registry district, and because of this function they are designated as assistant recorders of the land court. (Ibid., Sec. 9.) In case of the death or disability of the recorder, the assistant for the Suffolk district performs his duties. (Idem.)

All causes and questions of fact are finally determined by the land court unless the respondent, tenant, or petitioner demands a trial by jury in the superior court, and files the proper papers with the recorder of the court. Upon the motion of either party in the superior court, the cause shall be advanced for speedy hearing, but no matters can be tried there except those specified in the issues. Questions of law, however, which arise in either the land court or the superior court may be taken to the supreme judicial court for revision. (Ibid., Sec. 14.) At the end of the proceedings on appeal, the clerk of the superior court notifies the land court of the final decision on the appeal, and the recorder enters the final decree in the cause. (Ibid., Sec. 15.) The land court can enforce its decrees, serve processes, and commit offenders to jail for contempt of its orders. (Ibid., Sec. 17; Ibid., 1933, Ch. 55.)



The court "shall hold its sittings in Boston but may adjourn from time to time to such other places as public convenience may require." The court may be held by a single judge and simultaneous sessions may be held, either in the same or in different counties, as the judges shall decide, but the sessions must be so arranged as "to insure a prompt discharge of the business of the court." (Ibid., 1898, Ch. 562, Secs. 2, 4.) All records of the court must be kept in Boston in the recorder's office, which must be near the land court. (General Laws, 1921, Ch. 185, Sec. 7.) In all counties except Suffolk, the county commissioners are required to provide suitable rooms for the sittings of the court in the same building with or conveniently near the probate court or the registry of deeds, and must provide such necessary books and materials as the court may order. The court "shall have jurisdiction throughout the Commonwealth and shall always be open, except on Sundays and legal holidays...and from time to time make general rules and forms for procedure which...shall be approved by the supreme judicial court or by a justice thereof." (Ibid., Sec. 1.)

Writs, petitions, bills and pleadings in the land court may be filed with the recorder of the land court, or with the register of deeds for the district where the land lies. The register must index such proceedings in the general index by the names of the parties, and transmit the papers to the recorder. The recorder shall cause copies of said papers to be made and transmitted to said register of deeds, who shall file the same, and, if the original papers were filed with the recorder, index the proceedings as above provided. (General Laws, 1932, Ch. 185, Sec. 22.)

Each assistant recorder is required to keep an index of all petitions for registration of land in his district and in every case where the petition is filed with him must transmit the petition, the papers and plans filed therewith, when recorded, to the recorder at Boston. (Ibid., Sec. 28.)

All records are in the registry of deeds office, first floor, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

#### Property Titles

173. REGISTERED LAND DOCUMENTS (Original Deeds, Mortgages, Attachments, Liens, Foreclosures), 1898--. 79 file boxes.

Deeds: Name of grantor, grantee, prior owner; description of property, conditions of instrument, certification of register; date, day, hour, minute of recording. Mortgages: Name of mortgagor, mortgagee, prior mortgagee; description of property, conditions of instrument, certification of register; date, day, hour, minute of recording. Attachments: Name of plaintiff, defendant, trustee; description, location of property; amt. of execution, costs; name of court; certification of court clerk, process officer; date, day, hour, minute of recording. Water, sidewalk, gypsy moth liens for nonpayment of taxes; conditional bills of sale, entries of foreclosure, easements, mechanics' liens; certificate no. Arr. by certificate no. For indexes, see entries 175-177. 4½ x 11 x 15. Cabinet.





174. (Record of) REGISTERED LAND CERTIFICATES (Attachments, Liens), 1898--. 48 vols. (marked by vol. and certificate nos.).

Record of certificates of title on registered land: Copy, date of decree; names of contracting parties; location, valuation, description of land; signature of recorder or assistant, sketch of registered land, document no., date of registration. Memorandum of encumbrances: Attachments; water, tax, mechanics' liens. Arr. by date of registration. For indexes, see entries 175-177. Hdw. 300 pp. 18 x 11 x 3.

175. (INDEX TO LIVE OWNERS), 1899--. 9 file boxes.

Index to Registered Land Documents (Original Deeds, Mortgages, Attachments, Liens, Foreclosures), entry 173; (Record of) Registered Land Certificates (Attachments, Liens), entry 174: Name of property owner, vol. and p. ref. Arr. alph. by name of owner. 4 x 6 x 32.

176. GRANTORS INDEX, 1898--. 7 vols.

Index to Registered Land Documents (Original Deeds, Mortgages, Attachments, Liens, Foreclosures), entry 173; (Record of) Registered Land Certificates (Attachments, Liens), entry 174: Name of grantor, grantee; type of instrument, document no.; date, day, hour, minute of recording; location, description of land; vol. and p. ref. Arr. alph. by name of grantor. Hdw. 625 pp. 18 x 12 x 2 $\frac{1}{2}$ .

177. GRANTEE INDEX, 1898--. 7 vols.

Index to Registered Land Documents (Original Deeds, Mortgages, Attachments, Liens, Foreclosures), entry 173; (Record of) Registered Land Certificates (Attachments, Liens), entry 174: Name of grantee, grantor; type of instrument, document no.; date, day, hour, minute of recording; location, description of land; vol. and p. ref. Arr. alph. by name of grantee. Hdw. 625 pp. 18 x 12 x 2 $\frac{1}{2}$ .

178. LAND REGISTRATION APPLICATION BOOK, SOUTHERN DISTRICT, 1898--.

1 vol.

Name of applicant; date, day, hour, minute of recording; location, description of land; date of deed, mortgage, decree; application no. Arr. alph. by name of applicant. No index. Hdw. 200 pp. 18 x 12 x 2 $\frac{1}{2}$ .

#### Entry Book

179. ENTRY BOOK (Recording Time and Fee), 1898--. 5 vols.

Time book of land registration recording: Name of grantor, grantee; date, day, hour, minute of recording; location, description of land; amt. of fee, registration no. Arr. by date of recording. No index. Hdw. 200 pp. 18 x 12 x 2.

#### Exhibits

180. (BLUEPRINTS OF LAND INVOLVED IN DISPUTES AND PENDING COURT CASES), 1898--. 22 file boxes.

Blueprints showing location and description of land involved; boundaries, recording date, document no. Arr. alph. by name of town or city. No index. 5 x 12 x 16. Cabinet.





## XIII. LAND COURT - North District

For the history and functions of the land court, see pp. 147, 148. The land court established in 1898 followed the same district division which the registers of deeds of Essex County adopted in 1869. (Acts and Resolves of Massachusetts, 1898, Ch. 562, Sec. 2.) This was largely due to the fact that the register of deeds in each district is also the assistant recorder of the land court for that district. The north district of the land court has its office in the Courthouse, Appleton Street, Lawrence, and includes within its jurisdiction the city of Lawrence and the towns of Andover, Methuen, and North Andover.

All records are in the registry of deeds, first floor, Courthouse, 40 Appleton Street, Lawrence.

## Property Titles

## 181. LAND COURT TRANSFER CERTIFICATES (Record of Deeds, Mortgages, Attachments, Liens, Foreclosures), 1899--. 16 vols.

Deeds: Name of grantor, grantee, prior owner; description of property, conditions of instrument, certification of register; date, day, hour, minute of recording. Mortgages: Name of mortgagor, mortgagee, prior mortgagee; description of property, conditions of instrument, certification of register; date, day, hour, minute of recording. Attachments: Name of plaintiff, defendant, trustee; description, location of property; amt. of execution, costs; name of court; certification of court clerk, process officer; date, day, hour, minute of recording. Water, sidewalk, gypsy moth liens for nonpayment of taxes; conditional bills of sale, entries of foreclosure, easements, mechanics' liens; certificate no. Arr. chron. For indexes, see entries 182, 183. Hdw. to 1930, typed thereafter. 450 pp. 14 x 9 x 5.

## 182. INDEX TO LAND COURT TRANSFER CERTIFICATE, GRANTOR, 1899--. 2 vols.

Name of grantor, vol. and p. ref. Arr. alph. by name of grantor. Typed, 250 pp. 16 x 11 x 3. Cabinet.

## 183. INDEX TO LAND COURT TRANSFER CERTIFICATES, GRANTEE, 1899--. 2 vols.

Name of grantee, vol. and p. ref. Arr. alph. by name of grantee. Typed, 250 pp. 16 x 11 x 3. Cabinet.

## 184. LAND REGISTRATION APPLICATION BOOK, 1898--. 1 vol.

Name of applicant; location, description of land; date of application. Arr. alph. by name of applicant. No index. Hdw. 200 pp. 15 x 9 x 2.

## Entry Book

## 184a. ENTRY BOOK FOR LAND COURT TRANSFER CERTIFICATE (Recording Time and Fee), 1899--. 2 vols.

Time book of land registration recording: Name of grantor, grantee; date, day, hour, minute of recording; location, description of land; amt. of fee, registration no. Arr. by date of recording. No index. Hdw. 399 pp. 18 x 11 x 3.



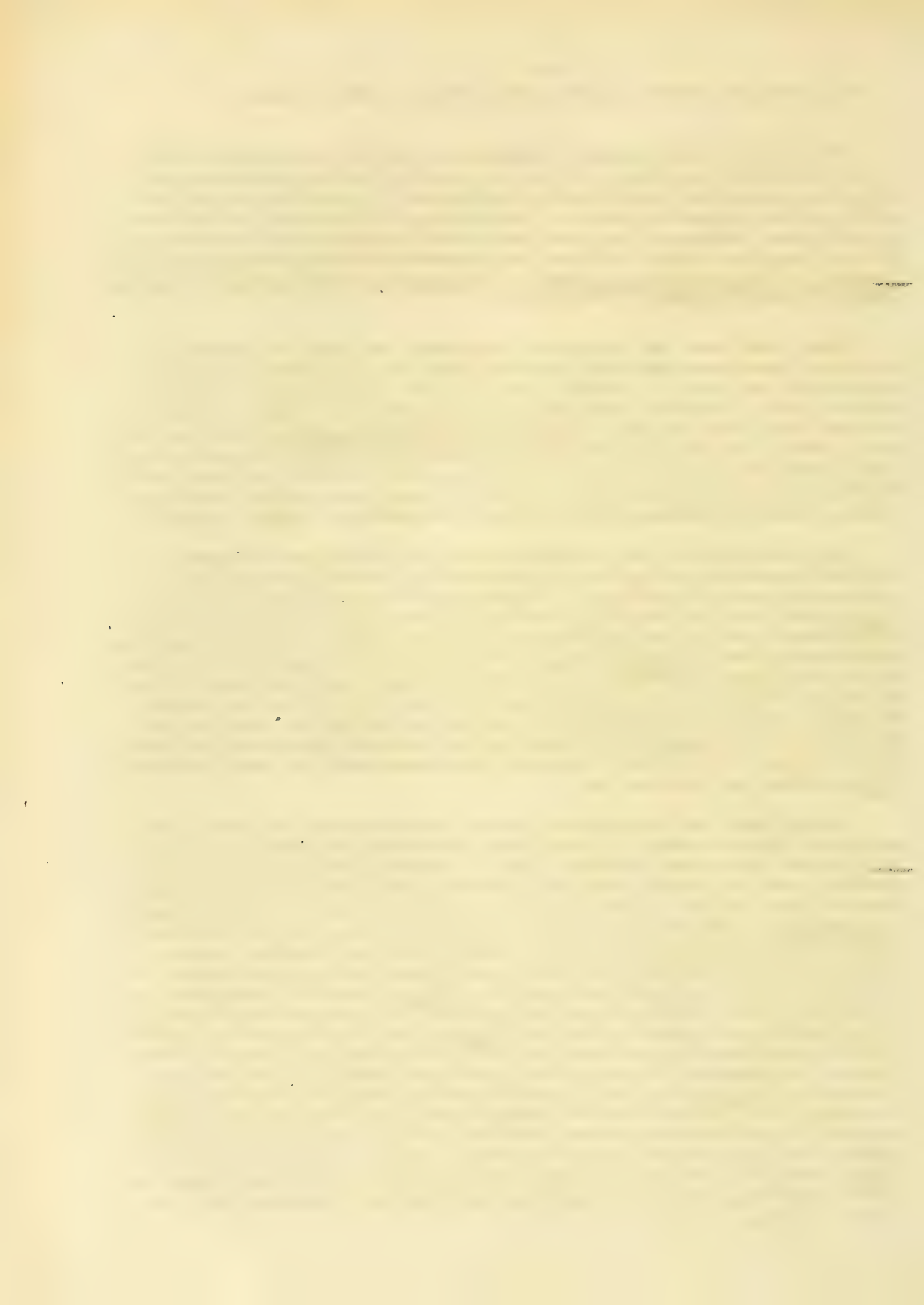
## XIV. DISTRICT COURTS - FIRST DISTRICT COURT OF ESSEX - Salem

The district court system in Massachusetts was not established by a single legislative enactment, but was the result of a long legal evolution which was accelerated by urbanization and growth of population during the middle of the nineteenth century. The principle of the system can be traced to 1630, when justices of the peace were given jurisdiction of minor violations of law, and a right of appeal was reserved to the aggrieved party. (Records of the Governor and Company of the Massachusetts Bay in New England, 5 vols., Boston, 1853-54, I, 74, 239.)

Since 1858, when the legislature restricted the power of justices of the peace, there have been some justices, known as trial justices, with authority to try cases in various sections of the commonwealth. They have certain powers limited to sentences of not more than six months or fines of not more than fifty dollars. (General Laws of Massachusetts, 1932, Ch. 219, Secs. 18-32.) The tendency toward the establishment of police, municipal, and district courts has greatly reduced the number of trial justices. As a result, there are only five such officers in Essex County today located at Saugus, Nahant, Marblehead, North Andover, and Andover. (Ibid., Sec. 2.)

The first police court in Massachusetts was established in Boston in 1822 with authority to "...take cognizance of all crimes, offences and misdemeanors whereof justices of the peace may take cognizance by law..." (Ibid., 1822, Ch. 109, Sec. 2.) Gradually, these courts were established in different parts of the commonwealth, the first court in Essex County being authorized in 1831. (Ibid., 1831, Ch. 70, Sec. 1.) The growth of the district court system also received considerable impetus upon the abolition of the courts of sessions in 1827. Between 1874 and 1920, the police courts in Essex County were renamed district courts, and on May 24, 1921, an act was passed which eliminated the term "police" wherever it appeared in legislation as part of the title of any court and substituted the word "district." (Ibid., 1921, Ch. 430, Sec. 1.)

Today, there are nine district courts in the county: the first, second, and third district courts of Essex, held respectively at Salem, Amesbury and Ipswich; the central district court of Northern Essex at Haverhill; the district court of Eastern Essex at Gloucester; the district court of Southern Essex at Lynn; and the district courts at Lawrence, Peabody and Newburyport. (General Laws, 1932, Ch. 218, Sec. 1.) All are courts of record and are presided over by one justice and two special justices, except at Lawrence and Salem where there are three special justices, who are appointed and commissioned by the governor and council. (Ibid., Sec. 6.) Each court has civil jurisdiction within its judicial district over actions of contract, tort, replevin, and summary processes (Ibid., Sec. 19), and criminal jurisdiction concurrent with the superior court over violation of city and town by-laws, misdemeanors, forgeries and felonies punishable by not more than five years. (Ibid., Sec. 26.) District courts, except the municipal court of Boston, have jurisdiction over juvenile offenders under seventeen (Ibid., Sec. 29), and can impose the same penalties as the superior court for crimes within their jurisdiction, except rendering sentence to the state prison. (Ibid., Sec. 27.) The duties of the justices include receiving complaints, issuing warrants, rendering judgments, appointing and replacing court officers. (Ibid., Sec. 34.)





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The method of appeal from the district courts is a complicated procedure. All cases which involve more money than is within the jurisdictional limits of a courts in actions of contract, tort and replevin are removed to the superior court in lieu of a district-court trial. An appeal may be made to the superior court on any action which can not be removed to the superior court, although no such appeal, except a summary process action, can be made without a bond. (General Laws, Ch. 231, Secs. 97, 98.) Finally, there is the appellate division of the district-court system which allows anyone agreed by a ruling on a matter of law by a single justice to have the ruling reported for determination by the appellate division. (Acts and Resolves, 1921, Ch. 486, Sec. 36.) For Essex County the appellate division functions in the following manner: the chief justice of the supreme judicial court assigns five justices of the district courts, only three of whom can sit at a hearing, within the counties of Essex and Middlesex and that part of Suffolk included in the jurisdiction of the East Boston district court, the district court of Chelsea, the municipal court of the Brighton district, the municipal court of the Dorchester district, the municipal court of the Roxbury district, and the municipal court of the South Boston district, to act in the appellate division of such district courts within these counties and that part of Suffolk County, which is known as the northern appellate division district of Massachusetts. (Ibid., Ch. 231, Sec. 108.)

In 1885, it was enacted that all district, police, or municipal courts could have jurisdiction of primary declarations of intention of aliens to become naturalized, provided, however, that the applicant resided in the district for which the court was established. (Ibid., 1885, Ch. 345, Sec. 1.) Final applications for naturalization in the district courts were permitted by the same enactment. In 1905, it was ordered that evening sessions of any police, district, or municipal court could be held for the purpose of naturalization within ten days after twenty-five applications for naturalization had been filed with the clerk of court or after ten applicants had filed a written request for an evening session. (Ibid., 1905, Ch. 340, Sec. 1.) In 1906, the central district court of Northern Essex at Haverhill and the district court of Lawrence surrendered their jurisdiction over naturalization to the Lawrence superior court while the remaining district courts in Essex County surrendered their naturalization powers to the Salem superior court. (Entries 215, 216.)

The district courts keep certain standard records. Some of these records are kept in accordance with statutory requirements while others are kept for the convenience of the court. Each clerk must keep civil and criminal case records (Ibid., Ch. 221, Secs. 1, 3); supplementary process papers (Acts and Resolves, 1874, Ch. 187; 1876, Ch. 169, Secs. 2, 3); juvenile probation records (Ibid., 1877, Ch. 210, Sec. 5); insanity dockets (Ibid., 1879, Ch. 195, Sec. 1); a record of equitable processes after judgment, commonly known as the Dubuque process system, from 1898 to 1928 (Ibid., 1898, Ch. 549, Secs. 1, 8; 1927, Ch. 334, Sec. 6); receipts and expenditures of probation officers (Ibid., 1911, Ch. 35); and data relating to small claims proceedings. (Ibid., 1920, Ch. 553, Sec. 1.)

In the most recently established courts: Amesbury, Ipswich, and Peabody, there are few gaps in these records, but in the older courts records are





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frequently missing. (See p. 156ff.) Other records which are required by law are kept differently in the various courts. For instance, in Newburyport, Lawrence, and Lynn, liquor search warrants always have been kept separately (entries 234, 264, 299); in other courts such records are included with criminal papers, and in Haverhill are recorded as Liquor Complaints. (Entry 337.) From 1867 until 1889 district courts could issue subpoenas to persons suspected of setting fire to property on complaint of any person, but in 1889 the duty of making such complaints was definitely assigned to the boards of fire engineers in the towns. (Entry 195.) (Ibid., 1867, Ch. 303, Secs. 1, 3; 1889, Ch. 451, Secs. 1-3.) Records pertaining to the total expenditures of all the courts may be found among the treasurer's records. (Entries 692-729.) Many records of the courts, such as those relating to fines and restitutions, appeals, fee books, bail deposits, marriage waivers, inquests, nonentries and all miscellaneous records, are kept by each clerk according to his own system.

The first district court of Essex at Salem was established originally as a police court in 1831. (Acts and Resolves of Massachusetts, 1831, Ch. 70, Sec. 1.) It functioned under that name until 1874, when it received its present title. (Ibid., 1874, Ch. 224, Sec. 1.) The original judicial district of the court included Salem, Beverly, Danvers, Hamilton, Middleboro, Topsfield, and Wenham. (Ibid., Sec. 1.) Today, the court also exercises jurisdiction over Manchester, which was annexed to the judicial district in 1917. (Ibid., 1917, Ch. 302, Sec. 1.) In addition to the presiding justice and three special justices the court is served by a clerk, an assistant clerk, and two probation officers. (Reports of the County Commissioners of Essex County, Salem, 1937, p. 5.) The court has concurrent jurisdiction with the Lawrence district court over all complaints about and prosecutions of persons escaping from the State Infirmary at Tewksbury. (General Laws, Ch. 122, Sec. 5.) In addition, the court has a special function not common to the other district courts of the county. It has exclusive jurisdiction over all complaints against persons who attempt to board a vessel without leave, as well as against those who cause the arrest of a seaman because of a debt to a landlord or housekeeper. (Ibid., Ch. 102, Sec. 3.)

The method of filling the office of clerk of police and district courts has varied greatly since the origin of the first district court. At first the clerk was appointed by governor and council for an indefinite term. (Acts and Resolves, 1822, Ch. 109, Sec. 5.) Later the justice of the court was given power to appoint a clerk to hold office during the pleasure of said justice. (Ibid., 1838, Ch. 147, Sec. 2.) In 1861 the clerk was elected for a five-year term at a municipal election for all courts for which a clerk was not provided for by appointment of the justice. (General Statutes of Massachusetts, 1860, Ch. 116, Secs. 4, 5.) From 1893 until 1936 the clerk of each district court was appointed for a five-year term by the governor and council. (Acts and Resolves, 1893, Ch. 396, Sec. 3.) In 1936 the office was made a life-term appointment, all clerks then in office becoming life appointees. (Ibid., 1936, Ch. 282, Secs. 1, 3.)

The clerks are required to attend all sessions of the court and to keep records of all such sessions. They may issue orders or notice on any petition or other proceeding at law or in equity. (General Laws, Ch. 221, Sec. 22.) At the present time, each clerk must keep an alphabetical list of the



District Courts - First District Court of Essex - (Next entry 185, p. 156)  
Salem - Probation Officers

names of all parties to every action or judgment recorded in the records (Ibid., Sec. 23), to keep cash books in which to record all fees received by him (Ibid., Sec. 32), and to:

...cause one or more copies of all appeals, bills of exceptions and reports of cases in which the attorney-general appears for the commonwealth to be printed and forwarded to him at Boston as soon as may be after they have been allowed and filed. (Ibid., Sec. 19.)

Clerks of the district courts in Essex County are annually allowed a varying number of assistants and such amounts for clerical aid as the county commissioner may approve. (Ibid., Sec. 52.)

Probation Officers of the District Courts

It was not until 1891 that provision was first made for the appointment of probation officers in the district courts of the various counties. (Acts and Resolves, 1891, Ch. 356, Sec. 1.) In that year, it was ordered that each district court should have one probation officer appointed by the justice of the court and paid at the discretion of the latter with the approval of the county commissioners. (Ibid., Sec. 6.) The probation officers were given all the powers of police officers in the execution of their duties and their records were open to inspection by the chief of police or city marshal of any city or town. (Ibid., Sec. 2.) At the same time, they were empowered to inquire into the nature of every criminal case in their respective courts and to recommend probation terms for convicted persons "for such time and upon such conditions as may seem proper." (Ibid., Sec. 3.) Full records are made of all cases investigated by the probation officers.

Since 1891, there has been little change in the legislation relating to probation officers in the district courts. Today they have authority to investigate cases of imprisonment other than for felony, and to recommend the release of prisoners who have less than six months of a sentence left to serve. Before anyone charged with an offence punishable by imprisonment for more than one year is tried, the probation officers are required to present to the court a criminal case history of the defendant. (Ibid., Sec. 45.)

Clerk

Except where otherwise noted, all records are in the Courthouse, 31 Central Street, Salem.



## Criminal

Adult Cases

185. (ORIGINAL CRIMINAL CASE PAPERS), 1874--. 311 file boxes.

1831-74 in (Original Criminal and Civil Case Papers), entry 189. Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Contain: (Inquest Papers), entry 193a. Arr. by case no. For index, 1912--, see entry 186.  $5\frac{1}{2}$  x 4 x  $13\frac{1}{2}$ . 191 file boxes, 1874-1913, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 47 file boxes, 1914-23, bsmt. va.; 27 file boxes, 1923-28, clerk's off., second fl.; 46 file boxes, 1929--, va., clerk's off., second fl.; Cth., 31 Central St.; Salem.

186. (INDEX TO ORIGINAL CRIMINAL CASE PAPERS), 1912--. 18 file boxes. System estab. 1912.

Name, address of defendant; case no. Arr. alph. by name of defendant. 6 x 12 x 32. Clerk's off., second fl.

187. CRIMINAL DOCKET (Case Histories), 1831--. 124 vols. 1834-44 also in Records of Salem Police Court (Criminal Case Histories), entry 190.

Name, address of complainant, defendant; nature, date of offense, plea; returnable date, judicial disposition, case no. Contain: Docket of Inquests, 1831-73, 1889--, entry 194; Officer's (Criminal Process) Fee Book, 1888-1903, entry 215; (Witness) Fee Books, 1831-1910, entry 216. 4 vols., 1831-49, arr. by case no.; 120 vols., 1849--, arr. chron. For index, 1845-1906, see entry 188. Hdw. on pr. form. 200 pp. 12 x  $10\frac{1}{2}$  x  $1\frac{1}{2}$ . 34 vols., 1831-74, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 82 vols., 1874-1928, bsmt. va.; 8 vols., 1929--, va., clerk's off., second fl.; Cth., 31 Central St.; Salem.

188. INDEX TO CRIMINAL DOCKET, 1845-1906. 46 vols. Missing, 1875-88. System estab. 1845, discont. 1906.

Name, address of defendant; vol. and p. ref. Arr. alph. by name of defendant. Hdw. 128 pp. 11 x 9 x 1. 30 vols., 1845-74, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 16 vols., 1889-1906, clerk's off., second fl., Cth., 31 Central St.; Salem.

189. (ORIGINAL CRIMINAL AND CIVIL CASE PAPERS), 1831-74. 304 bundles. (Original Criminal Case Papers), entry 185; (Original Civil Case Papers), entry 196. Arr. by case no. No index. 4 x  $3\frac{1}{2}$  x 8. Bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St., Salem.

190. RECORDS OF SALEM POLICE COURT (Criminal Case Histories), 1834-44. 3 vols.

Criminal cases in Criminal Docket (Case Histories), entry 187. Arr. by case no. No index. Hdw. on pr. form. 200 pp.  $10\frac{1}{2}$  x 10 x 1. Bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St., Salem.





Juvenile

191. JUVENILE CASES (Original Papers), 1908--. 15 file boxes. Complaint, warrant, summons to parents, plea, motions, judgment, sentence; case no. Arr. by case no. No index. 4 file boxes, 1916-26, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 5 file boxes, 1908-16, bsmt. va.; 6 file boxes, 1926-- , va., clerk's off., second fl.; Cth., 31 Central St.; Salem.

192. JUVENILE DOCKET (Case Histories), 1877--. 6 vols. Name, address of complainant; name, address, sex, age of delinquent; nature, date of offense, plea; judicial disposition, case no. Arr. alph. by name of delinquent. No index. Hdw. 300 pp. 12 x 10 $\frac{1}{2}$  x 1 $\frac{1}{2}$ . 5 vols., 1877-1926, bsmt. va.; 1 vol., 1926-- , va., clerk's off., second fl.

193. COMPLAINTS (Juvenile), 1908--. 26 file boxes. Prior records missing. Name, address, sex, age of delinquent; name, address of complainant; nature, date of offense; judicial disposition, case no. Arr. alph. by name of delinquent. No index. 5 $\frac{1}{2}$  x 4 x 13 $\frac{1}{2}$ . 21 file boxes, 1908-28, bsmt. va.; 5 file boxes, 1929-- , clerk's off., second fl.

Inquests

193a. (INQUEST PAPERS), 1874--. In (Original Criminal Case Papers), entry 185. Medical examiners' reports: Name, address of deceased; probable cause, date of death; names, testimony of witnesses; autopsy disclosures. Court finding; case no.

194. DOCKET OF INQUESTS, 1877-88. 1 vol. Missing, 1874-76. 1831-73, 1889-- in Criminal Docket (Case Histories), entry 187. Judicial inquiry into deaths of undetermined cause: Name, address, age, sex of deceased; probable cause, place, date of death; medical disclosures, court finding; names, testimony of witnesses; docket no. Arr. by docket no. No index. Hdw. 700 pp. 9 x 8 x 1. Bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St., Salem.

195. FIRE INQUEST SUBPOENAS, 1867-88. 4 boxes. Summons to investigation of suspicious fires: Names, addresses of persons summoned; date of subpoena, returnable date, name of court; name, address of property owner. Arr. alph. by name of property owner. No index. 3 x 10 x 8. Bsmt. strm., County Comm. Bldg., 34 Federal St., Salem.



## Civil

General Cases

196. (ORIGINAL CIVIL CASE PAPERS), 1866--. 276 boxes. 1831-74 in (Original Criminal and Civil Case Papers), entry 189. Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. For index, 1910--, see entry 197. 6 x 4 $\frac{1}{2}$  x 13 $\frac{1}{2}$ . 127 boxes, 1866-1915, bsmt. va.; 45 boxes, 1916-23, va., prob. off., third fl.; 29 boxes, 1923-32, clerk's private off., second fl.; 75 boxes, 1932--, va., clerk's off., second fl.

197. (INDEX TO ORIGINAL CIVIL CASE PAPERS), 1910--. 80 file boxes. System estab. 1910. Names, addresses of litigants; case no. Arr. alph. by names of litigants. 5 x 6 x 16. Clerk's off., second fl.

198. CIVIL DOCKET (Case Histories), 1831--. 31 vols. Names of litigants, attorneys; cause, date of action; nature, date of pleadings; amt., date of judgment, execution; case no. Arr. alph. by names of litigants. No index. Hdw. on pr. form. 500 pp. 14 x 14 x 3. 3 vols., 1831-63, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 13 vols., 1864-1918, bsmt. va.; 15 vols., 1919--, va., clerk's off., second fl.; Cth., 31 Central St.; Salem.

199. CIVIL CASES APPEALED TO THE SUPERIOR COURT, 1888-1912. 2 vols. System of recording discont. 1912. Names, addresses of litigants; lower court finding; cause, date of appeal; case no. Arr. alph. by names of litigants. No index. Hdw. 120 pp. 13 $\frac{1}{2}$  x 12 x 1. Bsmt. va.

Insane

200. INSANE RECORDS (Commitment Applications and Orders), 1879--. 50 file boxes.

Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. 12 x 5 x 14. Va., prob. off., third fl.

201. (INDEX TO INSANE RECORDS), 1879--. 20 file boxes. Name of respondent, case no. Arr. alph. by name of respondent. 6 x 4 x 20. Va., prob. off., third fl.

202. INSANE COMMITMENTS (Service on Respondent), 1871--. 68 file boxes. Service of commitment papers: Name of petitioner, respondent, physician, presiding justice; names of witnesses; place, date of commitment; costs of process, case no. 1 file box, 1871-79, no arr., no index, 16 x 24 x 16, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 67 file boxes, 1879--, arr. by case no., no index, 8 x 5 x 10, va., prob. off., third fl., Cth., 31 Central St.; Salem.



## 203. DOCKET OF INSANE CASES (Histories), 1887--. 3 vols.

Name, address of petitioner, respondent; names of witnesses, date of application, name of examining physician, order of court, case no. Arr. by case no. Hdw. on pr. form. 100 pp. 15 x 11 x 1. Va., prob. off., third fl.

## 204. INDEX TO DOCKET OF INSANE CASES, 1887--. 20 file boxes.

Name, address of respondent; case no., vol. and p. ref. Arr. alph. by name of respondent. 6 x 4 x 20. Prob. off., third fl.

Poor Debtor

## 205. INDEX TO POOR DEBTOR AND SUPPLEMENTARY PROCESS, 1902--. 6 file boxes. Prior records destroyed.

Index to Poor Debtor and Supplementary Process Records (Original Papers), entry 206; Poor Debtor and Supplementary Process Docket (Case Histories), entry 207; Dubuque (Process Original Papers), entry 208: Name of creditor, debtor; case no. Arr. alph. by name of creditor and debtor. 5 x 4 x 16. Clerk's off., second fl.

## 206. POOR DEBTOR AND SUPPLEMENTARY PROCESS RECORDS (Original Papers), 1902--. 24 file boxes. Prior records destroyed.

Application for process, execution, citation, examination schedule, oath (to 1928), order of court, capias; case no. Arr. chron. For index, see entry 205. 5 $\frac{1}{2}$  x 4 x 13 $\frac{1}{2}$ . 15 file boxes, 1902-28, bsmt. va.; 9 file boxes, 1928--, va., clerk's off., second fl.

## 207. POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET (Case Histories), 1902--. 5 vols. Prior records destroyed.

Name, address of creditor, debtor; amt. of execution, date of citation; nature, date of court order; case no. Arr. chron. For index, see entry 205. Hdw. on pr. form. 200 pp. 13 x 10 x 2. 3 vols., 1902-27, bsmt. va.; 2 vols., 1927--, va., clerk's off., second fl.

## 208. DUBUQUE (Process Original Papers), 1902-15. 2 file boxes. Missing, 1916-28.

Dubuque process writ, citation of notice, execution, witness summonses, order of court, capias; case no. Arr. by case no. For index, see entry 205. 6 x 5 x 10. 1 file box, 1902-13, bsmt. va., Cth., 31 Central St.; 1 file box, 1913-15, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; Salem.

Small Claims

## 209. SMALL CLAIM RECORDS (Case Histories), 1921--. 9 file boxes. Law effective 1921.

Histories of civil cases under \$50: Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 8 $\frac{1}{2}$  x 7 $\frac{1}{2}$  x 17. Va., clerk's off., second fl.





210. INDEX TO SMALL CLAIM RECORDS, 1921--. 12 file boxes.  
Names of litigants, case no. Arr. alph. by names of litigants. 5 x 4 x 16.  
Clerk's off., second fl.

#### Naturalization

(For prior records, see entry 106; for subsequent records,  
see entries 125-129.)

211. NATURALIZATION PAPERS (Primary and Final), 1885-1906. 15 file boxes.  
Name, address, age, occupation, birthplace, marital status, family history of petitioner; port, date of entry; names, addresses of witnesses; date of application; naturalization; case no. Arr. by case no. No index.  
11 x 5 x 13 $\frac{1}{2}$ . Va., clerk's off., second fl.

212. (NATURALIZATION DOCKET, CASE HISTORIES), 1882-1906. 4 vols.  
Name, address, age, birthplace, nationality, occupation, marital status of petitioner; port, date of entry; date of application, naturalization; names, addresses of witnesses; case no. Indexed alph. by name of petitioner. Hdw. 250 pp. 16 x 11 $\frac{1}{2}$  x 2 $\frac{1}{2}$ . Va., clerk's off., second fl.

#### Receipts and Expenditures (See also entries 720-725.)

213. CASH BOOKS, 1853--. 18 vols.  
Receipts and expenditures. Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name, address of payee; amt.; accounting, date of payment; docket no. Arr. by date of payment. No index. Hdw. on pr. form. 200 pp. 11 $\frac{1}{2}$  x 8 $\frac{1}{2}$  x 1. 9 vols., 1853-92, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 7 vols., 1892-1933, bsmt. va.; 2 vols., 1934--, va., clerk's off., second fl.; Cth., 31 Central St.; Salem.

214. CASH RECEIPTS (Fines), 1891--. 10 vols.  
Name, address of defendant; nature of offense, amt. of fine, clerk's signature, date of receipt. Arr. by date of payment. No index. Hdw. 150 pp. 14 x 11 x 1. 8 vols., 1891-1929, bsmt. va.; 2 vols., 1930--, va., clerk's off., second fl.

215. OFFICER'S (Criminal Process) FEE BOOK, 1860--. 13 vols. 1888-1903 in Criminal Docket (Case Histories), entry 187.  
Criminal process fees: Name of process officer; amt., accounting, date of payment; name of defendant; case no. Arr. by case no. No index. Hdw. 350 pp. 14 x 9 x 2. 12 vols., 1860-87, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St.; 1 vol., 1904--, va., clerk's off., second fl., Cth., 31 Central St.; Salem.

216. (Witness) FEE BOOKS, 1910--. 4 vols. 1831-1910 in Criminal Docket (Case Histories), entry 187.  
Name, address of witness; name of defendant, days of service, mileage; amt., date of payment; case no. Arr. by case no. No index. Hdw. 200 pp. 14 x 9 x 1 $\frac{1}{2}$ . 3 vols., 1910-31, bsmt. va.; 1 vol., 1932--, va., clerk's off., second fl.



## Probation Officer

All records are in the probation office, third floor, Courthouse,  
31 Central Street, Salem.

## Criminal Cases

## 217. CASE HISTORIES, 1916--. 20 file boxes.

Name, address, age, birthplace of probationer; nature, date of offense; period of probation, report of conduct; dates of home, office visits; case no. Arr. chron. No index. 15 x 10 x 20. Va.

## 218. ACTIVE CASES, 1931--. 3 file boxes.

Adult probation histories: Name, address, sex, age, birthplace of probationer; nature, date of offense; period of probation, report of conduct; dates of home, office visits; case no. Arr. by case no. 12 x 5 x 14. Va.

## 219. INDEX TO ACTIVE CASES, 1931--. 16 file boxes.

Name of probationer, case no. Arr. alph. by name of probationer.  
6 x 4 x 20.

## 220. NONACTIVE CASES, 1912--. 47 file boxes.

Adult probation histories: Name, address, age, sex, birthplace of probationer; nature, date of offense; period of probation, report of conduct; dates of home, office visits; date of discharge, case no. Arr. alph. by name of probationer. No index. 12 x 5 x 14. Va.

## 221. JUVENILE PROBATION RECORDS, 1912--. 13 file boxes.

Probation histories of delinquents: Name, address, age, birthplace, family history of delinquent; name of complainant; nature, date of delinquency; period of probation, report of conduct; dates of home, office visits; case no. Arr. by case no. 12 x 5 x 14. Va.

## 222. INDEX TO JUVENILE PROBATION RECORDS, 1912--. 10 file boxes.

Name of delinquent, case no. Arr. alph. by name of delinquent. 6 x 4 x 12.

## 223. NONSUPPORT CASES, 1931--. 3 file boxes.

Name, address of complainant, defendant; date of complaint, order of court, case no. Arr. chron. No index. 12 x 5 x 14.

See also entries 224-226.

Fine, Restitution, and Nonsupport Payments  
(See also entry 223.)

## 224. CASH BOOKS, 1911--. 37 vols.

Receipts and disbursements of fine, restitution, and nonsupport payments. Receipts: Name of defendant; amt., source, date of income; court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. on pr. form. 150 pp. 14 x 9 x 1. 36 vols., 1911-35, va., prob. off.; 1 vol., 1936--, prob. off.



225. FINANCIAL RECORDS, 1916--. 20 vols.  
 Receipts and expenditures. Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; check no. Arr. chron. No index. Hdw. 350 pp. 15 x 9 $\frac{1}{2}$  x 1. 6 vols., 1916-22, prob. off.; 14 vols., 1923--, va., prob. off.

226. (RESTITUTION AND NONSUPPORT RECEIPTS AND DISBURSEMENTS), 1916--.  
 7 vols.  
 Receipts: Name of defendant; amt., source, date of income; period of probation; amt. payable; docket, court case no. Disbursements: Name, address, signature of recipient; amt., accounting, date of payment; check no. Indexed alph. by name of recipient. Hdw. 300 pp. 12 x 12 x 2. 6 vols., 1916-36, va., prob. off.; 1 vol., 1937--, prob. off.  
 See also entry 224.

#### XV. DISTRICT COURT OF NEWBURYPORT

For the historical development and functions of the district court, see pp. 152, 153.

The district court of Newburyport was established in 1921, and replaced the police court which functioned in Newburyport from 1833 to 1920. (Acts and Resolves of Massachusetts, 1833, Ch. 192, Sec. 1; 1921, Ch. 430, Sec. 1.) The original judicial district of the court included Newburyport and Newbury. (Ibid., 1832, Ch. 192, Sec. 12.) Today the court has jurisdiction in Newburyport, Newbury and Rowley, with jurisdiction in Salisbury concurrent with the second district court of Essex, and in West Newbury concurrent with the central district court of northern Essex since 1917. (Ibid., 1917, Ch. 302, Sec. 1.) In addition to the presiding justice and two special justices the court is served by a clerk and a probation officer. (Report of the County Commissioners of Essex County, Salem, 1937, p. 7.)

#### Clerk

All records are in the Courthouse, Green Street, Newburyport; except where otherwise noted, they are in the clerk's office, second floor.

#### Criminal

##### Adult Cases

227. CRIMINAL CASES (Original Papers), 1848--. 66 file boxes. Missing, 1895-1907. Prior records destroyed.  
 Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Contain: (Original Inquest Papers), entry 232. Arr. by case no. No index. 6 x 8 x 11. 20 file boxes, 1848-94, bsmt. strm.; 46 file boxes, 1908--, va., clerk's off.





228. RECORDS OF CRIMINAL CASES, 1838--. 36 vols. System estab. 1838. Name of complainant, defendant; names of attorneys; nature, date of offense; nature of plea, judicial disposition, docket no. Contain: (Inquest Docket), entry 233. Arr. by docket no. For index, 1892-1913, see entry 229. Hdw. 400 pp. 12 x 9 x 3. Safe.

229. INDEXES TO CRIMINAL DOCKETS (Cases), 1892-1913. 8 vols. System estab. 1892, discont. 1913. Name of defendant, docket no. Arr. alph. by name of defendant. Hdw. 100 pp. 18 x 6 x 2. Va.

### Juvenile

230. JUVENILE CASES (Original Papers), 1906--. 3 file boxes. Complaint, warrant, summons to parents, plea, motions, judgment, sentence; case no. Arr. by case no. No index. 4 x 12 x 18. Va.

231. JUVENILE CASES (Histories), 1896--. 2 vols. Name, address, age of delinquent; nature, date of delinquency; date of arrest, trial; name of arresting officer, judicial disposition, case no. Arr. alph. by name of delinquent. No index. Hdw. 400 pp. 12 x 9 x 3. Safe.

### Inquests

232. (ORIGINAL INQUEST PAPERS), 1848--. In Criminal Cases (Original Papers), entry 227. Medical examiners' reports: Name, address of deceased; probable cause, date of death; names, testimony of witnesses; autopsy disclosures. Court finding; case no.

233. (INQUEST DOCKET), 1838--. In Records of Criminal Cases, entry 228. Judicial inquiry into deaths of undetermined cause: Name of deceased, presiding justice, medical examiner; date of inquest, medical report; probable cause, date of death; court finding, case no.

### Search Warrants

234. (LIQUOR SEARCH WARRANTS), 1917--. 1 file box. Authorizations to search premises where liquor is alleged to be illegally stored; Name of defendant, description of premises, signature of judge, date of issue. Arr. by date of issue. No index. 4 x 8 x 11. Va.

## Civil

### General Cases

235. CIVIL CASES (Original Papers), 1844--. 78 file boxes. Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Contain: (Poor Debtor and Supplementary Process Papers), entry 241. Arr. by case no. No index. 4 x 8 x 11. Va.



## 236. CIVIL CASES (Histories), 1844--. 21 vols.

Names of litigants, attorneys; cause, date of action; ad damnum; amt., date of judgment, execution; case no. Contain: (Poor Debtor and Supplementary Process Docket), entry 242. Arr. by case no. For index, 1844-1918, see entry 237. Hdw. 400 pp. 12 x 8 x 3. Safe.

## 237. INDEXES TO CIVIL DOCKETS (Cases), 1844-1918. 7 vols. System discount. 1918.

Names of litigants, case no. Arr. alph. by name of plaintiff. Hdw. 100 pp. 18 x 6 x 2. Va.

Insane

## 238. INSANE CASES (Applications and Commitment Orders), 1922--. 1 file box.

Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. No index. 4 x 8 x 11. Va.

## 239. INSANITY DOCKETS (Case Histories), 1903--. 1 vol.

Name, address, occupation, age of respondent; type of insanity, name of physician, names of witnesses; place, date of commitment; docket no. Arr. by date of commitment. Hdw. 202 pp. 12 x 5 x 2.

## 240. INDEX TO INSANITY DOCKETS, 1903--. 1 vol.

Name of respondent, docket no. Arr. alph. by name of respondent. Hdw. 202 pp. 12 x 5 x 2. Va.

Poor Debtor

## 241. (POOR DEBTOR AND SUPPLEMENTARY PROCESS PAPERS), 1844--. In Civil Cases (Original Papers), entry 235.

Application for process, execution, citation, examination schedule, oath (to 1928), order of court, capias; case no.

## 242. (POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET), 1844--. In Civil Cases (Histories), entry 236.

Name, address of creditor, debtor; amt. of execution, date of citation; nature, date of court order; case no.

Small Claims

## 243. SMALL CLAIM CASES (Histories), 1921--. 4 file boxes. Law effective 1921.

Histories of civil cases under \$50: Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 6 x 8 x 11.



244. INDEX TO SMALL CLAIM CASES, 1921--. 4 file boxes.  
Names of litigants, case no. Arr. alph. by name of plaintiff. 4 x 8 x 11.

### Marriages

245. MARRIAGE PAPERS, 1931--. 1 file box.  
Five-day marriage waivers: Names, addresses, ages, signature of contracting parties; cause, date of waiver; date of application, signature of presiding justice. Applications for minors to marry: Name, address, age of minor; names, signatures of parents; signature of presiding justice. Arr. by case no. No index. 4 x 8 x 11. Va.

### Naturalization

(For prior records, see entry 106; for subsequent records, see entries 125-129.)

246. NATURALIZATION CASES (Primary and Final Papers), 1844-1906.  
3 file boxes.  
Name, address, age, occupation, birthplace, nationality, family history, marital status of petitioner; port, date of entry; names, addresses of witnesses; oath of allegiance; date of application, naturalization; case no. Arr. by case no. No index. 4 x 8 x 11. Va.

247. NATURALIZATIONS (Case Histories), 1896-1903. 1 vol.  
Name, address, age, occupation, birthplace of petitioner; date of primary, final declaration; port, date of entry; names, addresses of witnesses; date of naturalization, case no. Arr. by date of naturalization. No index. Hdw. 400 pp. 12 x 19 x 3. Safe.

### Receipts, Apportionments, and Expenditures (See also entries 720, 722-725.)

248. CASH BOOKS (Receipts and Apportionments), 1867--. 14 vols.  
Receipts: Name of payer; amt., source, date of income; docket no. Apportionments: Name of payee; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 150 pp. 18 x 6 x 2. Va.

249. FINANCIAL RECORDS (Receipts and Expenditures), 1926--. 2 vols.  
Missing, 1840-1926.  
Receipts from fines and bail: Name, address of defendant, surety; amt., source, date of income; case no. Payment of witness fees and refund of bail: Name, address of recipient; amt., accounting, date of payment; case no. Arr. by date of transaction. No index. Hdw. 400 pp. 12 x 15 x 2 $\frac{1}{2}$ . Safe.

250. (Witness) FEE BOOKS, 1860--. 11 vols.  
Name of defendant; name, address, signature of witness; days of service, mileage; amt., date of payment; case no. Arr. by date of payment. No index. Hdw. 202 pp. 12 x 8 x 2. Va.





## District Court of Newburyport - Probation Officer - Criminal Cases (251-255)

## Probation Officer

All records are in the Courthouse, Green Street, Newburyport; except where otherwise noted, they are in the probation office, second floor.

## Criminal Cases

251. PROBATION AND JUVENILE RECORDS (Histories), 1911--. 9 file boxes. Adult and juvenile probation histories: Name, address, age, occupation of probationer or delinquent; nature of offense or delinquency; period of probation, case no. Arr. alph. by name of probationer or delinquent. No index. 6 x 4 x 22. Cabinet.

252. RECORD OF ARRESTS AND PROBATION OFFICER'S REPORT, 1891-1916.  
2 vols.

Name, address of person arrested; date of arrest, record of prior arrests; nature, date of offense; name, report of arresting officer; judicial disposition. Arr. by date of arrest. For index, 1891-1912, see entry 253. Hdw. 300 pp. 12 x 20 x 2. Clerk's off., second fl.

253. INDEX TO RECORDS OF ARRESTS AND PROBATION OFFICER'S REPORT, 1891-1912. 3 vols. System discont. 1912.

Name of defendant, year, docket no. Arr. alph. by name of defendant. Hdw. 150 pp. 3 x 6 x  $\frac{1}{2}$ . Va., clerk's off., second fl.

## Fine, Restitution, and Nonsupport Payments

254. PROBATION OFFICER'S CASH (Book), 1911--. 7 vols.

Receipts and disbursements of fine, restitution, and nonsupport payments. Receipts: Name of defendant; amt., source, date of income; docket no. Disbursements: Name of recipient; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. on pr. form. 250 pp. 12 x 20 x 1. 3 vols., 1911-27, va., clerk's off.; 2 vols., 1927-33, cabinet, clerk's off.; 2 vols., 1933-- , desk, prob. off.; second fl.

255. PROBATION OFFICER'S DOCKET (Receipts and Disbursements), 1912--.  
7 vols. System estab. 1912.

Receipts and disbursements of fine and restitution payments. Receipts: Name of defendant; amt., source, date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Indexed alph. by name of defendant. Hdw. on pr. form. 250 pp. 12 x 12 x 1. 4 vols., 1912-26, va., clerk's off.; 1 vol., 1926-30, cabinet, clerk's off.; 2 vols., 1931-- , desk, prob. off.; second fl.



256. NONSUPPORT DOCKET (Receipts and Disbursements), 1925--. 3 vols. Receipts and disbursements of nonsupport payments. Receipts: Name of defendant; amt., date of income; period of probation, amt. payable; docket, court, case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Indexed alph. by name of defendant. Hdw. on pr. form. 250 pp. 12 x 12 x 1.

For prior records, see entry 254.

## XVI. DISTRICT COURT OF LAWRENCE

For the historical development and functions of the district court, see pp. 152, 153.

The district court of Lawrence was established in 1914, and took over the records of the police court which functioned in Lawrence from 1848 to 1913. (Acts and Resolves of Massachusetts, 1848, Ch. 260, Sec. 1; 1914, Ch. 532, Sec. 1.) Before 1914, the judicial district of the court included Lawrence. In 1914, the court was given jurisdiction in Andover, North Andover, and Methuen. (Idem.) Today the court has jurisdiction in Lawrence, Andover, North Andover, and Methuen (General Laws of Massachusetts, 1932, Ch. 218, Sec. 1), and is held at Lawrence and Methuen. (Acts and Resolves, 1924, Ch. 229, Sec. 5.) In addition to the presiding justice and three special justices, the court is served by a clerk, an assistant clerk, and two probation officers. (Report of the County Commissioners of Essex County, Salem, 1937, p. 7.)

The court has concurrent jurisdiction with the Salem district court over complaints about and prosecution of persons escaping from the State Infirmary at Tewksbury. (General Laws, Ch. 122, Sec. 5.)

### Clerk

All records are in the Courthouse, 16-18 Lawrence Street, Lawrence; except where otherwise noted, they are in the clerk's office, second floor.

### Criminal

#### Adult Cases

257. CRIMINAL CASE RECORDS (Original Papers), 1867--. 232 file boxes, 25 bundles. Missing, 1868-70, 1872-93.

Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Arr. by case no. No index. File boxes, 10 x 5 x 21; bundles, 12 x 7 x 4. 90 file boxes, 25 bundles, 1867-1920, bsmt. va.; 142 file boxes, 1920--, clerk's off., second fl.



## 258. CRIMINAL DOCKET (Case Histories), 1897--. 40 vols.

Name of complainant, defendant, arresting officer; nature, date of offense, plea; judicial disposition, amt. of bail, name of surety, case no. Indexed alph. by name of defendant. Hdw. 410 pp. 16 x 12 x 3 $\frac{1}{2}$ . 18 vols., 1897-1915, bsmt. va.; 22 vols., 1916--, clerk's off., second fl.

## 259. OUT-OF-TOWN ARRESTS, 1904-6. 1 vol.

Name, address, age, birthplace, occupation, marital status of person arrested; place, cause, date of arrest; judicial disposition. Indexed alph. by name of person arrested. Hdw. 100 pp. 15 $\frac{1}{2}$  x 12 x 1 $\frac{1}{2}$ .

## 260. DRUNKENNESS PAPERS, 1915--. 7 file boxes.

Name, address of defendant; date of arrest, name of arresting officer; prior court, institutional, probational record; date of trial, judicial disposition. Arr. by year and month. No index. 10 x 5 x 21. Va., prob. off., second fl.

Juvenile

## 261. JUVENILE CASE RECORDS (Original Papers), 1911--. 11 file boxes. System estab. 1911.

Complaint, warrant, summons to parents, plea, judgment, sentence; case no. Arr. by case no. No index. 10 x 5 x 21. 10 file boxes, 1911-35, clerk's off., second fl.; 1 file box, 1935--, bsmt. va.

## 262. JUVENILE DOCKET (Case Histories), 1909--. 8 vols.

Name of complainant, delinquent; nature, date of delinquency; returnable date, judicial disposition, case no. Indexed alph. by name of delinquent. Hdw. 200 pp. 13 x 11 x 2.

Inquests

## 263. INQUESTS AND AUTOPSY RECORD, 1896--. 2 file boxes. System estab. 1896.

Medical examiners' reports: Name, address of deceased; probable cause, date of death; names, testimony of witnesses; disclosures, date of autopsy. Court finding; case no. Arr. alph. by name of deceased. No index. 10 x 5 x 21. Va., prob. off., second fl.

Warrants and Complaints

## 264. LIQUOR SEARCH WARRANTS, 1922--. 10 file boxes.

Authorizations to search premises where liquor is alleged to be illegally stored; Name of complainant; name, address of property owner; location, description of premises; date of warrant, search; inventory of seizure, participating officers. Arr. by date of warrant. No index. 10 x 5 x 21.

See also entry 266.





265. LIQUOR SEARCH WARRANT DOCKET, 1898--. 1 vol. System estab. 1898. Name of complainant, defendant; cause, date of search; description of premises, name of presiding justice, certification of process officer; inventory, date of seizure; date of warrant, case no. Arr. by date of warrant. No index. Hdw. 300 pp. 22 x 14 x 2 $\frac{1}{2}$ .

266. COMPLAINTS AND WARRANTS, 1910--. 12 bundles. Criminal complaints: Name, address of complainant; defendant; nature, date of complaint; investigational report, returnable date. Search warrants: Name, address of complainant, property owner; cause, date of search; participating officers. No arr. No index. 11 x 9 x 4.

#### No-Fix Traffic Violations

267. MOTOR VEHICLE PARKING (Violation) DOCKET, 1936--. 1 vol. Law effective 1934; first entry 1936. Name, address, age of motorist; name of officer, presiding justice; nature, date of violation; judicial disposition, tag no. Arr. by date of violation. No index. Hdw. 150 pp. 20 x 12 x 1 $\frac{1}{2}$ .

#### Civil

#### General Cases

268. (CIVIL CASE ORIGINAL PAPERS), 1866--. 305 file boxes. Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. No index. 10 x 5 x 21. 163 file boxes, 1866-1910, bsmt. va.; 142 file boxes, 1910--, clerk's off., second fl.

269. CIVIL DOCKET (Case Histories), 1868--. 16 vols. Names of litigants, attorneys; amt., date of judgment, execution; case no. Arr. by case no. For index, 1880--, see entry 270. Hdw. 450 pp. 14 x 9 x 2.

270. INDEX TO CIVIL DOCKET, 1880--. 24 vols. System estab. 1880. Names of litigants, case no. Arr. alph. by names of litigants. Hdw. 200 pp. 14 x 9 x 2.

#### Insane

271. (INSANITY COMMITMENT APPLICATIONS AND ORDERS), 1887--. 24 file boxes. Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. No index. Containers in poor condition. 12 x 4 x 12. 15 file boxes, 1887-1910, bsmt. va.; 9 file boxes, 1910--, va., clerk's off., second fl.



272. MENTAL CASES (Histories), 1916--. 10 file boxes. System estab. 1916.

Name, age, birthplace of respondent; type of insanity, signature of physician; place, date of commitment. Arr. alph. by name of respondent. No index. 10 x 5 x 21. Va., prob. off., second fl.

### Poor Debtor

273. POOR DEBTOR AND SUPPLEMENTARY PROCESS (Original Papers), 1918--. 8 file boxes.

Applications for process, execution, citation, examination schedule, oath (to 1928), order of court, capias; case no. Arr. alph. by name of creditor and debtor. No index. 10 x 5 x 21. Bsmt. va.

274. POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET (Case Histories), 1926--. 5 vols.

Name of creditor, debtor; names of attorneys; date of citation, examination; amt. of execution, order of court, case no. Indexed alph. by name of creditor and debtor. Hdw. 260 pp. 12 x 11 $\frac{1}{2}$  x 1 $\frac{1}{2}$ .

### Small Claims

275. SMALL CLAIM RECORDS (Case Histories), 1921--. 16 file boxes. Law effective 1921.

Histories of civil cases under \$50; Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. alph. by name of plaintiff. No index. 8 x 6 x 22.

### Executions

276. RECORD OF EXECUTIONS (Court Awards of Damages and Costs), 1895-1909. 1 vol.

Executions issued: Names of litigants, witnesses; amt., date of judgment, execution; case no. Arr. by date of judgment. No index. Hdw. on pr. form. 300 pp. 14 x 10 x 3/4.

### Naturalization

(For prior records, see entry 106; for records, 1906-20, see Salem Superior Court, entries 125-129; for records, 1920--, see Lawrence Superior Court, entries 135-139.)

277. NATURALIZATION PAPERS (Primary and Final), 1852-1906. 20 file boxes. Missing, 1854-85. Title varies: 1 file box, 1852-54, titled Citizenship.

Name, address, age, occupation, birthplace, family history, marital status of petitioner; port, date of entry; names, addresses of witnesses; oath of allegiance; date of application, naturalization; case no. 1 file box, 1852-54, arr. by date of petition; 19 file boxes, 1885-1906, arr. by case no. For index, 1885-1906, see entry 278. 10 x 5 x 21.



278. INDEX TO NATURALIZATION PAPERS, 1885-1906. 4 file boxes. System estab. 1885.

Name, address of petitioner; case no. Arr. alph. by name of petitioner. 6 x 5 x 18.

279. NATURALIZATION DOCKET (Case Histories), 1885-1906. 15 vols. Name, address, age, occupation, birthplace of petitioner; port, date of entry; date of primary, final application; names of witnesses, date of naturalization, case no. For index, 1897-1906, see entry 280. Arr. by date of naturalization. Hdw. 200 pp. 14 x 9 x 2.

280. (INDEX TO NATURALIZATION DOCKET), 1897-1906. 2 vols. System estab. 1897.

Name of petitioner, vol. and p. ref. Arr. alph. by name of petitioner. Hdw. 30 pp. 15 x 6 x  $\frac{1}{2}$ .

281. NATURALIZATION PAPERS DENIED, 1899-1902. 1 box.

Name, address of petitioner; date of primary declaration; cause, date of denial. Arr. by date of denial. No index. 21 x 10 x 5.

Receipts, Apportionments, and Expenditures  
(See also entries 720, 722-725.)

282. CASH BOOK (Receipts and Apportionments of Fines and Court Costs), 1887--. 9 vols.

Receipts from fines and court costs: Name of defendant; amt., source, date of income; case no. Apportionments to towns and witnesses: Name of recipient; amt., accounting, date of payment; check no. Contain: Witness Fees, entry 283. Arr. by date of transaction. No index. Hdw. 500 pp. 20 x 18 x 2.

283. WITNESS FEES, 1903--. 11 vols. Missing, 1921-23. 1887-- also in Cash Book (Receipts and Apportionment of Fines and Court Costs), entry 282.

Name, signature of witness; name of defendant, period of service, mileage, date of trial; amt., date of payment; docket no. Arr. by date of trial. No index. Hdw. 200 pp. 15 x 10 x 1. 8 vols., 1903-20, 1935--, clerk's off., second fl.; 3 vols., 1924-35, bsmt. va.

Probation Officer

All records are in the probation office, second floor, Courthouse, 16-18 Lawrence Street, Lawrence.

Criminal Cases

284. PROBATION CASE RECORDS (Visits and Conduct Reports), 1895--. 40 file boxes. System estab. 1895.

Name, address of probationer; dates of office, home visits; record of conduct. Arr. alph. by name of probationer. No index. 6 x 5 x 18.





285. PROBATION OFFICER'S RECORD (Case Histories), 1915--. 6 vols. Name, address, sex, age, birthplace, nationality, family history, occupation of probationer; nature, date of offense; name of presiding justice, arresting officer; probational disposition. Arr. chron. No index. Hdw. 200 pp. 15 x 12 x 2.

286. JUVENILE PROBATION RECORDS (Case Histories), 1916--. 10 file boxes. Name, address, sex, age, birthplace of delinquent; nature, date of delinquency; probational disposition. Arr. alph. by name of delinquent. No index. 6 x 5 x 18.

287. NONSUPPORT CASES (Complaints, Judgments, and Payments), 1936--. 1 file box. Nonsupport complaints, with payments made by probationers in such cases: Name, address of complainant, defendant; date of complaint, judicial disposition; amt., date of payment; balance due, case no. Arr. alph. by name of defendant. No index. 10 x 5 x 21. See also entries 288, 289.

#### Fine, Restitution, and Nonsupport Payments

288. PROBATION OFFICER'S DOCKET (Receipts and Disbursements of Fine and Restitution Payments), 1916--. 3 vols. Receipts: Name of defendant; amt., source, date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 300 pp. 14 x 8 x 1 $\frac{1}{2}$ .

289. PROBATION OFFICER'S RECEIPTS (and Disbursements in Nonsupport Cases), 1916--. 7 vols. Prior records destroyed. Receipts: Name, signature of defendant; period of probation, amt. payable; amt., date of payment; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Indexed alph. by name of defendant. Hdw. Paper poor. 150 pp. 12 x 10 x 2. See also entry 287.

#### XVII. DISTRICT COURT OF SOUTHERN ESSEX - Lynn

For the historical development of the district court, see pp. 152, 153.

The district court of southern Essex was established in Lynn in 1911, replacing the police court which functioned in Lynn from 1849 to 1910. (Acts and Resolves of Massachusetts, 1849, Ch. 86, Sec. 1; 1911, Ch. 414, Sec. 1.) In 1909 Swampscott was added to the jurisdiction of the police court (Ibid., 1909, Ch. 117, Sec. 1), and upon the formation of the district court in 1911, Saugus, Marblehead, and Nahant were added. (Ibid., 1911, Ch. 414, Sec. 1.) Today the court has jurisdiction in Lynn, Swampscott, Saugus, Marblehead, and Nahant. (General Laws of Massachusetts, 1932, Ch. 218, Sec. 1.) In addition to the presiding justice and two special



justices, the court is served by a clerk, two assistant clerks, and three probation officers. (Report of the County Commissioners of Essex County, Salem, 1937, p. 7.)

### Clerk

All records are in the Courthouse, 578 Essex Street, Lynn; except where otherwise noted they are in the vault, clerk's office, first floor.

### Criminal

#### Adult Cases

290. (ORIGINAL CRIMINAL CASE PAPERS), 1849--. 419 file boxes. Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Arr. by case no. For index, see entry 292.  $10\frac{1}{2} \times 4\frac{1}{2} \times 14$ . 338 file boxes, 1849-1929, va. 2, bsmt.; 81 file boxes, 1930--, va., clerk's off., first fl.

291. CRIMINAL DOCKET (Case Histories), 1849--. 240 vols. Name of complainant, defendant; names of attorneys; nature, date of offense, plea; judicial disposition, amt. of bail, name of surety, case no. Arr. by date of offense. Hdw. 300 pp.  $13\frac{1}{2} \times 9 \times 1\frac{1}{2}$ . 85 vols., 1849-1907, va. 2, bsmt.; 155 vols., 1908--, va., clerk's off., first fl.

292. (Criminal) INDEX, 1849--. 31 vols., 72 file boxes. Index to (Original Criminal Case Papers), entry 290; Criminal Docket (Case Histories), entry 291: Name of defendant; nature, date of offense; case no., vol. and p. ref. Arr. alph. by name of defendant. Hdw. 31 vols., 1849-1905, 100 pp.,  $13\frac{1}{2} \times 8 \times 1$ , va. 2, bsmt.; 72 file boxes, 1906--,  $5 \times 7 \times 14$ , va., clerk's off., first fl.

293. (DRUNKENNESS CASES), 1895-96. 1 vol. Persons convicted of drunkenness more than once: Name of defendant; date of arrest, trial; judicial disposition. Arr. alph. by name of defendant. No index. Hdw. 175 pp.  $17 \times 14 \times 1 \frac{3}{4}$ . Va. 2, bsmt.

#### Juvenile

294. JUVENILE CASES (Original Papers), 1877--. 31 file boxes. Complaint, warrant, summons to parents, plea, judgment, sentence; case no. Arr. by case no. No index.  $10 \times 4\frac{1}{2} \times 14$ . 13 file boxes, 1877-1918, va. 1, bsmt.; 13 file boxes, 1919-32, va. 2, bsmt.; 5 file boxes, 1933--, va., clerk's off., first fl.



## 295. JUVENILE DOCKET (Case Histories), 1877--. 11 vols.

Name of complainant, delinquent, process officer; nature, date of delinquency; returnable date, judicial disposition, case no. Arr. by returnable date. No index. Hdw. 400 pp. 12 x 12 x 2. 5 vols., 1877-1911, va. 2, bsmt.; 6 vols., 1912--., va., clerk's off., first fl.

## 296. DESCRIPTION OF JUVENILES (Case Histories), 1907--. 4 file boxes.

Name, address, nationality, date of birth, birthplace of delinquent; names of parents, name of complainant; nature, date of delinquency. Arr. alph. by name of delinquent. No index. 5 x 7 x 14.

Inquests

## 297. INQUESTS, 1898--. 8 file boxes.

Medical examiners' reports: Name, address of deceased; probable cause, date of death; names, testimony of witnesses; disclosures, date of autopsy. Court finding; case no. Arr. by case no. 10  $\frac{3}{4}$  x 4  $\frac{3}{4}$  x 9 $\frac{1}{2}$ . 6 file boxes, 1898-1930, va. 2, bsmt.; 2 file boxes, 1931--., va., clerk's off., first fl.

## 298. INDEX TO INQUESTS, 1898--. 2 file boxes.

Name of deceased, date of inquest, case no. Arr. alph. by name of deceased. 4 x 6 x 14.

Warrants

## 299. LIQUOR SEARCH WARRANTS, 1896--. 3 vols.

Authorization to search premises where liquor is alleged to be illegally stored; Name of complainant, property owner; location, description of premises; date of warrant; inventory, date of seizure; names of raiding officers. Arr. by date of seizure. No index. Hdw. 500 pp. 12 x 16 x 2.

## 300. MITTIMUS (Commitment Authorizations), 1887-91. 1 file box.

Name, address of prisoner; nature of offense; place, period of incarceration. Arr. alph. by name of prisoner. No index. 4 x 5 x 14. Va. 1, bsmt.

No-Fix Traffic Violations

## 301. NO-FIX TRAFFIC VIOLATIONS, 1934--. 1 file box. Law effective 1934.

Name, address, license no. of motorist; place, nature, time, date of violation; registration no., return date, signature of officer, case no. Arr. by case no. No index. 10 $\frac{1}{2}$  x 14 x 28.





## Civil

General Cases

302. (ORIGINAL CIVIL CASE PAPERS), 1864--. 425 file boxes.  
Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. For index, 1875--, see entry 304.  
10 $\frac{1}{2}$  x 14  $\frac{3}{4}$  x 28. 291 file boxes, 1864-1929, va. 1, bsmt.; 34 file boxes, 1930--, va., clerk's off., first fl.

See also entries 314, 315.

303. CIVIL DOCKET (Case Histories), 1849--. 39 vols.  
Names of litigants; attorneys; cause, date of action; amt., date of judgment, execution; case no. Arr. by case no. For index, 1873--, see entry 304.  
Hdw. 400 pp. 14 x 9 x 2.

304. (CIVIL DOCKET INDEX), 1873--. 4 vols., 27 file boxes. Missing, 1890-1934. System estab. 1873.  
Index to (Original Civil Case Papers), entry 302; Civil Docket (Case Histories), entry 303: Names of litigants, case no. Arr. alph. by names of litigants. 4 vols., 1873-90, hdw., 75 pp., 13  $\frac{3}{4}$  x 8 $\frac{1}{2}$  x  $\frac{1}{2}$ , va., clerk's off.; 27 file boxes, 1934--, 4 $\frac{1}{4}$  x 5 $\frac{1}{4}$  x 17, clerk's off.; first fl.

305. APPEALS, 1890-1912. 2 vols.  
Appeals from civil case decisions: Names of litigants; cause, date of action; grounds, date of appeal; name of court, assenting judge. Arr. by date of appeal. No index. Hdw. 200 pp. 13 x 9 x 2. Va. 2, bsmt.

Insane

306. INSANE CASES (Commitment Applications and Orders), 1880--.  
21 file boxes.  
Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. For index, 1914--, see entry 307. 4 x 10 x 15. Va. 1, bsmt.

307. INDEX TO INSANE CASES, 1914--. 3 file boxes. System estab. 1914.  
Name, address, age of respondent; case no. Arr. alph. by name of respondent. 4 x 6 x 12. Cabinet, prob. off., first fl.

Poor Debtor

308. (POOR DEBTOR AND SUPPLEMENTARY PROCESS - ORIGINAL PAPERS), 1898--.  
9 file boxes.  
Application for process, execution, citation, examination schedule; oath (to 1928), order of court, capias; case no. Arr. by case no. No index. 5 x 4 x 14. 5 file boxes, 1898-1912, va. 2, bsmt.; 1 file box, 1913-30, va. 1, bsmt.; 3 file boxes, 1931--, va., clerk's off., first fl.



309. (POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET - CASE HISTORIES), 1888--. 27 vols.

Name of creditor, debtor; names of attorneys; date of citation, examination; amt. of execution, order of court, case no. Arr. by case no. For index, 1888-1911, see entry 310. Hdw. 141 pp. 10 x 11 $\frac{1}{2}$  x 1 $\frac{1}{2}$ . 2 vols., 1888-1911, va. 2, bsmt.; 25 vols., 1912--., va., clerk's off., first fl.

310. (POOR DEBTOR AND SUPPLEMENTARY PROCESS INDEX), 1888-1911. 2 vols. System estab. 1888, discont. 1911.

Name of creditor, debtor; case no., vol. and p. ref. Arr. alph. by name of creditor, debtor. Hdw. 100 pp. 12 x 10 x  $\frac{1}{2}$ . Va. 2, bsmt.

311. DOCKET OF EQUITABLE (Process) CASES, 1908-11. 1 vol.

Name of creditor, debtor, presiding justice; cause, date of action; amt. of execution, date of examination, examination schedule, order of court, docket no. Indexed alph. by name of creditor, debtor. Hdw. 200 pp. 12 x 10 x 1 $\frac{1}{2}$ . Va. 2, bsmt.

### Small Claims

312. SMALL CLAIM RECORDS (Case Histories), 1921--. 10 file boxes. Law effective 1921.

Histories of civil cases under \$50: Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 5  $\frac{3}{4}$  x 8 $\frac{1}{2}$  x 19.

313. INDEX TO SMALL CLAIMS, 1921--. 12 file boxes.

Names of litigants, case no. Arr. alph. by names of litigants. 4 x 6 x 19.

### Executions

314. CIVIL JUDGMENT (Damage Awards), 1882-91. 2 file boxes.

Court order awarding damages in civil actions: Names of litigants, type of action; amt., date of judgment; case no. Arr. by case no. No index. 5 x 3 x 14. Va. 1, bsmt.

See also entry 302.

315. CIVIL EXECUTIONS (Seizures and Levies on Property), 1886-88. 3 file boxes.

Authorization to take possession of and levy on property of defendant to satisfy judgment; Names of litigants, attorneys; amt., date of judgment, execution; case no. Arr. by case no. No index. 5 x 3 x 14. Va. 1, bsmt..

See also entry 302.



Bonds, Sureties, and Nonentries

316. BONDS, SURETIES AND NONENTRIES, 1909--. 1 file box.

Bonds to dissolve attachments: Name of plaintiff, defendant, surety; ad damnum, return date, conditions of surety; master in chancery's statement. Nonentries (writs not entered on return date): Names of litigants, attorneys; cause, date of action; ad damnum, return date, case no. Arr. by case no. No index. 10 $\frac{1}{2}$  x 14 x 28.

See also entry 322.

## Naturalization

(For prior records, see entry 106; for subsequent records, see entries 125-129.)

317. (Primary and Final) NATURALIZATION PAPERS, 1883-1906. 22 file boxes.

Name, address, age, occupation, birthplace, family history, marital status of petitioner; port, date of entry; names, addresses of witnesses; oath of allegiance; date of application, naturalization; case no. Arr. by case no. For index, see entry 319. 5 $\frac{1}{2}$  x 4 x 10. Va. 1, bsmt.

318. NATURALIZATION DOCKET (Case Histories), 1883-1906. 8 vols.

Name, address, age, occupation, birthplace of petitioner; port, date of entry; date of primary, final declaration; names, addresses of witnesses; date of naturalization, case no. Arr. by date of naturalization. Hdw. 300 pp. 14 x 9 x 1 $\frac{1}{4}$ . Va. 2, bsmt.

319. INDEX TO NATURALIZATION DOCKET AND PAPERS, 1883-1906. 2 vols.

Index to (Primary and Final) Naturalization Papers, entry 317; Naturalization Docket (Case Histories), entry 318: Name of petitioner, case no., vol. and p. ref. Arr. alph. by name of petitioner. Hdw. 100 pp. 13 $\frac{1}{2}$  x 8 x 3/4.

## Receipts and Expenditures

(See also entries 720, 722-725.)

320. CASH BOOKS (Receipts and Expenditures), 1897--. 7 vols.

Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. 500 pp. 13 x 14 $\frac{1}{2}$  x 2.

321. WITNESS FEES, 1902--. 7 vols.

Name, signature of witness; days of service, mileage; amt., date of payment; case no. Arr. by date of hearing. No index. Hdw. 500 pp. 11 x 9 $\frac{1}{2}$  x 1 $\frac{1}{2}$ .

322. (BAIL RECORDS), 1926--. 1 vol. System estab. 1926.

Record of bank books, bonds, and cash deposited in lieu of surety: Name of surety, defendant; returnable date, date of receipt, docket no. Arr. by date of receipt. No index. Hdw. 250 pp. 11 x 16 x 1.

See also entry 316.





## Probation Officer

All records are in the Courthouse, 578 Essex Street, Lynn; except where otherwise noted, they are in vault 2, basement.

## Criminal Cases

323. HISTORY OF PROBATIONERS (Adult Case Histories), 1891--. 4 vols.  
48 file boxes.

Name, address, age, birthplace, family history of probationer; nature of offense, judicial disposition, conduct and employment report, case no. Arr. alph. by name of probationer. No index. 4 vols., 1891-1909, hdw., 300 pp., 18 x 9 x 1, va. 2, bsmt.; 44 file boxes, 1910-34, 4 x 12 x 15, va. 2, bsmt.; 4 file boxes, 1934--., 4 x 12 x 15, safe, prob. off., first fl.

324. JUVENILE PROBATION CASES (Histories), 1906--. 1 vol., 14 file boxes.

Name, address, age, birthplace of delinquent; family history, home conditions; name of complainant, nature of delinquency, judicial disposition, case no. Arr. alph. by name of delinquent. No index. 1 vol., 1906-9, hdw., 500 pp. 10 x 9 x 2½, va. 2, bsmt.; 12 file boxes, 1910-34, 4 x 12 x 15, va. 1, bsmt.; 2 file boxes, 1935--., 4 x 12 x 15, safe, prob. off., first fl.

325. (Investigation of) SUSPENDED CASES, 1911--. 5 file boxes.

Name, address, age, occupation of probationer; names of dependents, conduct and employment report, case no. Arr. alph. by name of probationer. No index. 5 x 4 x 14. 4 file boxes, 1911-34, va. 2, bsmt.; 1 file box, 1935--., safe, prob. off., first fl.

326. DEFAULTED PROBATION CASES (Violations), 1910--., 4 file boxes.

Violations of probation conditions: Name, address, description of probationer; amt. payable, date of default, case no. Arr. by date of default. No index. 10 x 4 x 10. 2 file boxes, 1910-34, va. 2, bsmt.; 2 file boxes, 1935--., safe, prob. off., first fl.

## Fine, Restitution, and Nonsupport Payments

327. CASH, 1911--. 19 vols.

Receipts and disbursements of fine, restitution, and nonsupport payments. Receipts: Name of defendant; amt., source, date of income; docket no. Disbursements: Name of recipient; amt., accounting, date of payment; check no. Arr. by date of payment. No index. Hdw. 350 pp. 15 x 12 x 1½. 17 vols., 1911-35, va. 2, bsmt.; 2 vols., 1935--., safe, prob. off., first fl.



328. LEDGER CARDS (Receipts and Disbursements in Nonsupport Cases), 1904--. 13 vols., 2 file boxes. Title varies: 13 vols., 1904--20, titled Nonsupport Ledger.

Receipts: Name of defendant; amt., date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. alph. by name of defendant. No index. 13 vols., 1904-20, hdw., 300 pp., 12 x 11 x 2, va. 2, bsmt.; 2 file boxes, 1921--., 10 x 12 x 20, safe, prob. off., first fl.

329. RESTITUTION (Receipts and Disbursements), 1921--. 4 file boxes. Receipts: Name of defendant; amt., date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. alph. by name of defendant. No index. 9 x 9 x 25. 3 file boxes, 1921-32, va. 2, bsmt.; 1 file box, 1933--., safe, prob. off., first fl.

330. RECEIPT BOOKS (Fine, Restitution, and Nonsupport Payments), 1923--. 32 vols.

Name, address of defendant; amt., accounting, date of payment; signature of officer, case no. Arr. by date of payment. No index. Hdw. 250 pp. 12 x 10 x 2. 30 vols., 1923-35, va. 2, bsmt.; 2 vols., 1936--., safe, prob. off., first fl.

331. CHECKS (Stubs), 1922-33. 9 vols.

Check stubs of restitution and nonsupport disbursements: Name of payee, check no.; amt., accounting, date of payment. Arr. by date of payment. No index. Hdw. 125 pp. 10 x 14 x 3/4.

#### Correspondence

332. CORRESPONDENCE, 1918--. 2 file boxes. Missing, 1923-33.

Letters of complaint or commendation sent by citizens and the police dept. relative to the conduct of probationers. Arr. alph. by name of probationer. No index. 4 x 12 x 20. 1 file box, 1918-22, va. 2, bsmt.; 1 file box, 1934--., safe, prob. off., first fl.

#### XVIII. CENTRAL DISTRICT COURT OF NORTHERN ESSEX - Haverhill

For the historical development and functions of the district court, see pp. 152, 153.

The central district court of northern Essex was established in Haverhill in 1899, and replaced the police court which functioned there from 1854 to 1898. (Acts and Resolves of Massachusetts, 1854, Ch. 34, Sec. 1; 1899, Ch. 255, Sec. 1.) The original judicial district of the court included Haverhill, Bradford, Groveland, Georgetown, and Boxford. (Ibid., 1867, Ch. 316, Sec. 1; 1899, Ch. 255, Sec. 1.) Today the court has jurisdiction in Haverhill, Groveland, Georgetown, and Boxford, with jurisdiction in West



180,  
Central District Court of Northern Essex - Haverhill -  
Clerk - Criminal

(333-337a)

Newbury concurrent with the district court of Newburyport since 1917. (Ibid., 1917, Ch. 302, Sec. 1.) In addition to the presiding justice and two special justices, the court is served by a clerk, an assistant clerk, and a probation officer. (Report of the County Commissioners of Essex County, Salem, 1937, p. 6.)

The earliest entries in the records of the court date from 1867. Previous records were destroyed by fire. This necessitated the establishment of a new records system in 1867.

Clerk

All records are in the Courthouse, 79 Main Street, Haverhill; except where otherwise noted, they are in the vault, clerk's office, first floor.

Criminal

Adult Cases

333. CRIMINAL CASE RECORDS (Original Papers), 1867--. 198 file boxes. Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Arr. by case no. 9 x 4 x 12. 71 file boxes, 1867-1906, attie 1; 127 file boxes, 1907--., va., clerk's off., first fl.

334. CARD INDEX TO CRIMINAL CASES, 1867--. 27 file boxes. Name of defendant, nature of offense, sentence, date of appeal, case no. Arr. alph. by name of defendant. 4 x 6 x 16.

335. CRIMINAL DOCKET (Case Histories), 1867--. 76 vols. Name of complainant, defendant; nature, date of offense, plea; date of warrant, judicial disposition, name of presiding justice, case no. Arr. alph. by name of defendant. For index, 1867-96, see entry 336. Hdw. 450 pp. 18 x 10 x 2.

336. INDEX TO CRIMINAL DOCKETS, 1867-96. 4 vols. System discontinued 1896. Name of defendant, date of trial, case no., vol. and p. ref. Arr. alph. by name of defendant. Hdw. 200 pp. 18 x 12 x 2.

337. LIQUOR (Violation) COMPLAINTS, 1897--. 11 file boxes. Name of defendant; nature, date of offense, plea; judicial disposition, case no. Arr. by case no. No index. 4 x 6 x 24.

Juvenile

337a. JUVENILE CASES (Original Papers), 1887--. 9 file boxes. Complaint, warrant, summons to parents, plea, motions, judgment, sentence; case no. Arr. by case no. No index. 4 x 6 x 18.





Central District Court of Northern Essex - Haverhill - Clerk - Civil(338-345)

338. JUVENILE DOCKETS (Case Histories), 1877--. 3 vols.  
Name, address, age of delinquent; name of complainant; nature, date of delinquency, plea; date of trial, judicial disposition, case no. Indexed alph. by name of delinquent. Hdw. 300 pp. 24 x 12 x 3.

339. NEGLECTED CHILDREN (Original Papers), 1906--. 9 file boxes.  
Complaint, warrant, summons to parents, plea, judgment, decree; case no. Arr. by case no. No index. 4 x 6 x 24.

340. NEGLECTED CHILDREN DOCKET (Case Histories), 1906--. 1 vol.  
Name of child, complainant; names, addresses of parents; nature, date of complaint; date of hearing, decree; case no. Indexed alph. by name of child. Hdw. 200 pp. 24 x 10 x 3.

#### Inquests

341. INQUESTS (Medical Examiners' Reports and Court Finding), 1896--.  
3 file boxes.  
Name, address of deceased; probable cause, date of death; names, testimony of witnesses; autopsy disclosures. Court finding; case no. Arr. by case no. No index. 8 x 5 x 11.

342. INQUEST DOCKETS (Case Histories), 1896--. 3 vols.  
Judicial inquiry into deaths of undetermined cause: Name of deceased, presiding justice, medical examiner; date of inquest, medical report; probable cause, date of death; court finding, case no. Arr. alph. by name of deceased. No index. Typed. 200 pp. 11 x 8 x 2.

#### Bail Bonds

343. BONDS FOR BAIL, 1867--. 2 file boxes.  
Name of surety, declaration of purpose; conditions, amt. of bail; returnable date, value of bond, case no. Arr. by case no. No index. 4 x 6 x 24.

#### Civil

#### General Cases

344. CIVIL CASE RECORDS (Original Papers), 1867--. 277 file boxes.  
Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. 4 x 9 x 12. 25 file boxes, 1867-90, attic 2; 252 file boxes, 1891-- , va., clerk's off., first fl.

345. CARD INDEX TO CIVIL CASES, 1867--. 39 file boxes.  
Names of litigants, return date, case no. Arr. alph. by names of litigants. 4 x 6 x 16. Clerk's off.



## Central District Court of Northern Essex - Haverhill - Clerk - Civil(346-353)

346. CIVIL DOCKET (Case Histories), 1867--. 61 vols.  
Names of litigants, attorneys; cause, date of action; ad damnum; amt., date of judgment, execution; case no. Arr. alph. by names of litigants. For index, 1867-97, see entry 347. Hdw. 450 pp. 18 x 10 x 2.

347. INDEX TO CIVIL DOCKETS, 1867-97. 5 vols. System discont. 1897.  
Names of litigants, case no., vol. and p. ref. Arr. alph. by name of plaintiff. Hdw. 202 pp. 10 x 8 x 2.

348. CIVIL APPEAL DOCKET (Case Histories), 1896-1913. 1 vol.  
Names of litigants, attorneys; grounds, date of appeal; amt. of costs, return date, case no. Indexed alph. by name of defendant. Hdw. 200 pp. 12 x 8 x 2.

Insane

349. INSANE COMMITMENTS (Applications and Orders), 1867--. 3 file boxes.  
Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. No index. 4 x 6 x 24.

350. INSANITY RECORDS (Case Histories), 1884--. 8 vols.  
Name, address of petitioner, respondent, physician; names of witnesses; place, date of commitment; case no. Arr. by case no. No index. Hdw. 200 pp. 8 x 8 x 3. 1 vol., 1884-96, attic 1; 7 vols., 1896-- , va., clerk's off., first fl.

Poor Debtor

351. POOR DEBTOR AND SUPPLEMENTARY PROCESS (Original Papers), 1896--. 9 file boxes.  
Application for process, citation, execution, examination schedule, oath (to 1928), order of court, capias; case no. Arr. by case no. No index. 8 x 5 x 11.

352. (POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET - CASE HISTORIES), 1894--. 5 vols.  
Names of litigants; date of citation, service, hearing; digest of examination, amt. of execution, order of court, case no. Arr. alph. by name of debtor. No index. Hdw. 300 pp. 10 x 8 x 2.

Small Claims

353. SMALL CLAIMS PROCEDURE, DISTRICT COURT (Case Histories), 1921--. 8 file boxes. Law effective 1921.  
Histories of civil cases under \$50: Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 5 x 5 x 14.



354. INDEX TO SMALL CLAIMS PROCEDURE, DISTRICT COURT, 1921--. 6 file boxes.

Names of litigants, case no. Arr. alph. by names of litigants. 4 x 4 x 6.

### Marriages

355. RECORD OF MARRIAGE CERTIFICATES (Five-Day Waivers), 1913--. 1 vol.

Names, addresses, ages, signatures of contracting parties; cause, date of waiver; date of application, signature of presiding justice, case no. Arr. by case no. No index. Hdw. 200 pp. 8 x 6 x 2.

356. RECORD BOOK OF MINORS' APPLICATIONS IN MARRIAGE, 1922--. 1 vol. Names, addresses, ages of petitioners; names, approval of parents; approval of court, date of petition, case no. Arr. by case no. No index. Hdw. 100 pp. 8 x 6 x 2.

356a. PETITIONS OF MINORS ON MARRIAGES, 1922--. 1 file box.

Names of principals; names, consent of parents; certificate of presiding justice, date of hearing, case no. Arr. by case no. No index. 9 x 4 x 12.

### Trial Lists

357. CIVIL TRIAL LIST (Court Calendar), 1897-1935. 2 vols. System discont. 1935.

Names of litigants, attorneys; name of presiding justice, date of trial, case no. Arr. by month and trial no. No index. Hdw. 200 pp. 15 x 10 x 2.

### Naturalization

(For prior records, see entry 106; for records, 1906-20, see Salem Superior Court, entries 125-129; for records, 1920--, see Lawrence Superior Court, entries 135-139.)

358. NATURALIZATION PAPERS (Primary and Final), 1885-1906. 8 file boxes.

Name, address, age, occupation, birthplace, family history, marital status of petitioner; port, date of entry; names, addresses of witnesses; oath of allegiance; date of application, naturalization; case no. Arr. by case no. 4 x 6 x 24.

359. INDEX TO NATURALIZATION CASES, 1885-1906. 2 vols.

Name of petitioner, case no. Arr. alph. by name of petitioner. Hdw. 200 pp. 14 x 8 x 2.

360. NATURALIZATION DOCKETS (Case Histories), 1885-1906. 3 vols.

Name, address, age, occupation, birthplace of petitioner; names, addresses of witnesses; port, date of entry; names of parents; date of primary, final declaration; case no. Arr. by case no. Hdw. 200 pp. 11 x 12 x 1 1/8.





Central District Court of Northern Essex - Haverhill - Probation (360a-365)  
Officer - Criminal

360a. CARD INDEX TO NATURALIZATION CASES, 1885-1906. 1 file box.  
Name of petitioner; date, no. of case. Arr. alph. by name of petitioner.  
4 x 6 x 16. Clerk's off., first fl.

Receipts and Expenditures  
(See also entries 720, 722-725.)

361. CASH BOOK (Receipts and Expenditures), 1887--. 8 vols.  
Receipts: Name of payer; amt., source, date of income; case no. Expenditures: Name of payee; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 200 pp. 15 x 15 x 2.

362. (Witness) FEE BOOK, 1867--. 8 vols.  
Name, signature of witness; days of service, mileage, name of defendant; amt., date of payment; docket no. Arr. by date of payment. Hdw. No index. 200 pp. 18 x 10 x 2.

Miscellaneous

363. DEPUTY SHERIFFS (Appointments), 1896-1919. 1 vol.  
Appointments by justices, notaries, commissioners: Name of appointee, date of appointment. Arr. alph. by name of appointee. No index. Hdw. 75 pp. 4 x 6 x  $\frac{1}{4}$ . Attic 1.

Probation Officer

All records are in the Courthouse, 79 Main Street, Haverhill; except where otherwise noted, they are in the probation office, second floor.

Criminal

Adult Cases (See also entry 378.)

364. RECORD OF ARRESTS AND PROBATION OFFICER'S REPORT (Adults), 1893--.  
10 vols.

Name, address, occupation of person arrested; nature, date of offense; summary of prior court record, employment; record of conduct, judicial disposition. Arr. by date of offense. No index. Hdw. 250 pp. 18 x 24 x 2.  
9 vols., 1893-1934, attic 1; 1 vol., 1934--, prob. off., second fl.

365. (ADULT CASE HISTORIES), 1891-1931. 8 vols.  
Name, age, occupation of probationer; nature, date of offense; name of arresting officer, date of arrest, period of probation. Arr. by date of arrest. For index, 1893-1930, see entry 366. Hdw. 200 pp. 15 x 12 x 1.  
3 vols., 1891-1910, attic 1; 5 vols., 1911-31, prob. off., second fl.



Central District Court of Northern Essex - Haverhill - Probation (366-371)  
Officer - Criminal

366. (INDEX TO ADULT CASE HISTORIES), 1893-1930. 6 vols. Missing, 1911-13, 1919-21. System estab. 1893, discont. 1930.

Name of probationer, vol. and p. ref. Arr. alph. by name of probationer. Hdw. 100 pp. 18 x 12 x  $\frac{1}{2}$ . Attic 1.

366a. (PROBATION CASE HISTORIES), 1903--. 18 bundles, 19 file boxes. Name, address of defendant; nature of offense; nature, date of judicial disposition; term of probation; case correspondence. Contain: (Juvenile Case Histories), entry 370. Arr. alph. by name of defendant. No index. 5 x 8 x 16. Cabinet.

366b. ADULT STATISTICAL DOCKET, 1898-1931. 14 file boxes. Brief case summaries: Name, address of defendant; nature, date of offense; judicial disposition. Arr. alph. by name of defendant. No index. 4 x 6 x 18.

367. (INVESTIGATIONS OF SUSPENDED CASES), 1931--. 1 file box. Investigations of adults under suspended sentences: Name, address, occupation of probationer; conduct, employment report; expiration date of suspended sentence. Arr. alph. by name of probationer. No index. 5 x 8 x 16.

368. (PRIOR COURT RECORDS OF PROBATIONERS), 1931--. 3 file boxes. Name, address, birthplace of probationer; nature, date of offense; judicial disposition; nature, dates, disposition of prior offenses. Arr. alph. by name of probationer. No index. 5 x 8 x 16.

369. FAMILY HISTORY (of Probationers), 1908-11. 1 file box. Home conditions and family history of probationer: Name of probationer; conduct, employment record; names, occupations of members of family; case no. Arr. alph. by name of probationer. No index. 4 x 10 x 10. Attic 1.

Juvenile Cases (See also entry 378.)

370. (JUVENILE CASE HISTORIES), 1910--. 1 vol. 1903-- also in (Probation Case Histories), entry 366a.

Name, address of delinquent; nature, date of delinquency; returnable date, period of probation, case no. Arr. by case no. No index. Hdw. 110 pp. 18 x 12 x  $\frac{1}{2}$ .

370a. JUVENILE STATISTICAL DOCKET, 1898-1931. 4 file boxes. Brief case summaries: Name, address, age of delinquent; names of parents; nature, date of offense; judicial disposition. Arr. alph. by name of delinquent. No index. 4 x 6 x 18.

371. (RECORD OF JUVENILE ARRESTS), 1898-1914. 4 vols. Missing, 1904-6. Name, address of delinquent; nature, date of delinquency; name of surety, amt. of bail, returnable date. Arr. by date of court appearance. No index. Hdw. 75 pp. 3 x 6 x  $\frac{1}{4}$ . Attic 1.



Central District Court of Northern Essex - Haverhill - Probation (372-379)  
Officer - Fine, Restitution, and Nonsupport Payments

372. INVESTIGATION - JUVENILE (Cases), 1901-18. 1 file box.  
Name, address, age of delinquent; names of parents, description of home conditions, school attendance and scholarship. No arr. No index.  
4 x 12 x 18. Attic 1.

Fine, Restitution, and Nonsupport Payments  
(See also entry 378.)

373. (CASH RECEIPTS OF FINE, RESTITUTION AND NONSUPPORT PAYMENTS),  
1915--. 2 vols.

Name of defendant; amt., source, date of income; docket, court case no. Arr. by case no. No index. Hdw. 200 pp. 15 x 10 x 2.

374. PROBATION OFFICER'S CASH (Disbursements of Fine, Restitution,  
and Nonsupport Payments), 1911--. 9 vols.

Name of defendant, recipient; amt., accounting, date of payment; voucher no. Arr. by date of payment. No index. Hdw. 150 pp. 14 x 18 x 1. 5 vols., 1911-17, attic 1; 4 vols., 1917--, prob. off., second fl.

375. (NONSUPPORT LEDGER), 1925--. 3 vols.

Receipts; Name of defendant; amt., date of income; period of probation, amt. payable; docket, court case no. Disbursements; Name of recipient; amt., accounting, date of payment; voucher no. Arr. alph. by name of defendant. No index. Typed. 100 pp. 14 x 12 x 2.

376. (RECEIPTS FROM CLERK OF COURT FOR FINE PAYMENTS), 1905-17.  
11 vols.

Receipts for transfer of payments of fines from probation officer: Amt., date of transfer; signature of clerk. Arr. by date of receipt. No index. Hdw. 100 pp. 3 x 8 x  $\frac{1}{2}$ . Attic 1.

Miscellaneous

377. (CORRESPONDENCE), 1931--. 3 file boxes.

Incoming and outgoing correspondence: Letters of commendation or complaint from citizens or police dept. relative to conduct of probationers; general dept. correspondence. Arr. alph. by name of correspondent. No index.  
3 x 12 x 12.

378. JUVENILE PROBATION OFFICER'S AND COURT OFFICER'S RECORD, 1914-15.  
1 vol.

Diary of John P. O'Brien, probation officer: Names, addresses of adult and juvenile probationers visited; fine, restitution, nonsupport receipts and payments. Arr. by day. No index. Hdw. 350 pp. 14 x 12 x 1. Attic 1.  
See also entries 364-376.

379. REPORT OF INVESTIGATION AND LETTERS WRITTEN, 1914-15. 1 vol.

Correspondence of John P. O'Brien, probation officer, with judges, police dept., relatives of probationers, prospective employers, concerning the conduct, employment, visits of probationers. Arr. chron. No index. Hdw. 370 pp. 14 x 12 x 1.





## XIX. DISTRICT COURT OF EASTERN ESSEX - Gloucester

For the historical development and functions of the district court, see pp. 152, 153.

The district court of eastern Essex was established in Gloucester in 1900 (Acts and Resolves of Massachusetts, 1900, Ch. 400, Sec. 1), and replaced the police court which functioned there from 1858-1899. The judicial district of the court before 1900 included Gloucester, Rockport, added in 1888 (Ibid., 1888, Ch. 249, Sec. 1), and Manchester and Essex, added in 1897 (Ibid., 1897, Ch. 403, Sec. 1). Today the court has jurisdiction in Gloucester, Rockport and Essex (General Laws of Massachusetts, 1932, Ch. 218, Sec. 1), having surrendered Manchester to the first district court of Essex in 1917. (Acts and Resolves, 1917, Ch. 302, Sec. 1.) In addition to the presiding justice and two special justices, the court is served by a clerk and probation officer. (Report of the County Commissioners of Essex County, Salem 1937, p. 6.)

## Clerk

All records are in the Gloucester Police Building, 12 Duncan Street, Gloucester; except where otherwise noted, they are in the clerk's office, second floor.

## Criminal

Adult Cases

380. CRIMINAL CASES (Original Papers Including Inquests), 1861--.  
293 file boxes.

Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Include inquest papers. Arr. by case no. For index, 1921--, see entry 381. 10 x 5 x 12. 180 file boxes, 1861-1907, va. 2, bsmt.; 113 file boxes, 1907--, clerk's off., second fl.

381. (CRIMINAL CASE INDEX), 1921--. 10 file boxes. System estab. 1921. Name, address of defendant; nature, date of offense; judicial disposition, case no. Arr. alph. by name of defendant. 5 x 6½ x 18.

382. CRIMINAL DOCKET (Case Histories Including Inquests), 1860--.  
51 vols.

Name, address of complainant, defendant; names of attorneys, witnesses; nature, date of offense; nature of plea, returnable date, judicial disposition, case no. Include inquest records. Arr. alph. by name of defendant. No index. Hdw. 600 pp. 20 x 16 x 2. 29 vols., 1860-99, va. 1, bsmt.; 6 vols., 1899-1910, va. 2, bsmt.; 16 vols., 1911--, va., clerk's off., second fl.



Juvenile

383. (JUVENILE COMPLAINTS), 1877--. 11 file boxes.  
 Summonses to juvenile court: Name, address of delinquent; nature, date of delinquency; returnable date, certification of process officer, name of court, case no. Arr. by case no. No index. 10 x 3 x 12. Va.

384. (JUVENILE DOCKETS - CASE HISTORIES), 1890--. 2 vols.  
 Name of complainant, delinquent; nature, date of delinquency, plea; returnable date, judicial disposition, case no. Arr. by case no. No index. Hdw. 500 pp. 16 x 12 x 2. Va.

No-Fix Traffic Violations

385. VEHICLE PARKING (Violations), 1935--. 1 vol. Law effective 1934; first entry 1935.  
 Name, address of motorist; name of officer; no. of ticket, license, registration; nature, date of violation; amt. of fine, date of final notice to register, case no. Arr. by date of violation. No index. Hdw. on pr. form. 150 pp. 14 x 14 x 1. Va.

## Civil

General Cases

386. CIVIL CASES (Original Papers), 1858--. 173 file boxes.  
 Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Contain: (Poor Debtor and Supplementary Process Papers), 1916--, entry 392. Arr. by case no. For index, 1921--, see entry 387. 14 x 10 $\frac{1}{2}$  x 5. 105 file boxes, 1858-1915, va. 1, bsmt.; 68 file boxes, 1916--, va., clerk's off., second fl.

387. (INDEX TO CIVIL CASES), 1921--. 15 file boxes. System estab. 1921.  
 Names of litigants, case no. Arr. alph. by names of litigants. 12 x 6 x 4.

388. CIVIL DOCKET (Case Histories), 1860--. 18 vols.  
 Names of litigants; cause, date of action; type, date of pleadings; amt., date of judgment, execution; case no. 12 vols., 1860-1921, indexed alph. by names of litigants; 6 vols., 1921--, arr. by case no. For index, 1921--, see entry 389. Hdw. 300 pp. 14 x 16 x 1. 5 vols., 1860-84, va. 1, bsmt.; 13 vols., 1884--, va., clerk's off., second fl.

389. (CIVIL DOCKET INDEX), 1921--. 4 file boxes. System estab. 1921.  
 Names, addresses of litigants; case no., vol. and p. ref. Arr. alph. by names of litigants. 14 x 24 x 5 $\frac{1}{2}$ .



Insane

390. (APPLICATIONS AND ORDERS FOR COMMITMENT TO INSANE ASYLUM), 1879--. 9 file boxes.

Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. alph. by name of respondent. No index. 10 x 5 x 12. Va.

391. INSANE DOCKET (Case Histories), 1900--. 3 vols.

Name, address of petitioner, respondent; names of witnesses; place, cost, date of commitment; case no. Arr. alph. by name of respondent. No index. Hdw. 200 pp. 16 x 8 x 1. Va.

Poor Debtor

392. (POOR DEBTOR AND SUPPLEMENTARY PROCESS PAPERS), 1916--. In Civil Cases (Original Papers), entry 386.

Application for process, citation, execution, examination schedule, oath (to 1928), order of court, capias; case no.

393. POOR DEBTOR (and Supplementary Process) DOCKET (Case Histories), 1916--. 1 vol.

Name of creditor, debtor; names of attorneys; date of application, citation, examination, capias; order of court, case no. Indexed alph. by name of creditor. Hdw. 250 pp. 9 x 14 $\frac{1}{2}$  x 2. Va.

Small Claims

394. SMALL CLAIMS (Case Histories), 1923--. 2 file boxes. Law effective 1921; first entry 1923.

Histories of civil cases under \$50: Name, address of plaintiff, defendant; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. alph. by name of plaintiff. No index. 14 x 5 $\frac{1}{2}$  x 24. 1 file box, 1923-28, va. 2, bsmt.; 1 file box, 1929--, va., clerk's off., second fl.

## Naturalization

(For prior records, see entry 106; for subsequent records, see entries 125-129.)

395. (PRIMARY AND FINAL NATURALIZATION APPLICATIONS), 1897-1906. 19 file boxes.

Name, address, age, occupation, birthplace, family history, marital status of petitioner; port, date of entry; names, addresses of witnesses; oath of allegiance; date of application, naturalization; case no. Arr. alph. by name of petitioner. No index. 10 x 15 x 12. Va.





District Court of Eastern Essex - Gloucester - Probation  
Officer - Adult and Juvenile Cases

(396-401)

## 396. NATURALIZATION DOCKETS (Case Histories), 1885-1901. 5 vols.

Name, address, age, occupation, birthplace of petitioner; date of primary, final declaration; port, date of entry; names, addresses of witnesses; date of naturalization, case no. Arr. by case no. Hdw. 300 pp. 14 x 8 x 2. Va.

## 397. INDEX TO NATURALIZATION DOCKET, 1885-1901. 1 vol.

Name of petitioner, case no. Arr. alph. by name of petitioner. Hdw. 300 pp. 14 x 8 x 2. Va.

Receipts, Apportionments, and Expenditures  
(See also entries 720, 722-725.)

## 398. CASH BOOK (Receipts and Apportionments), 1884--. 6 vols.

Receipts: Name of payer; amt., source, date of income; docket no. Apportionments: Name of payee; amt., accounting, date of payment; voucher no. Arr. by date of transaction. No index. Hdw. 400 pp. 14 x 8 x 2. 3 vols., 1884-1904, va. 2, bsmt.; 3 vols., 1905--, va., clerk's off., second fl.

## 399. (BAIL DEPOSIT RECORD), 1884--. 26 vols.

Receipts for cash or bank books deposited in lieu of surety: Name, address of surety; amt., date of receipt; case no. Arr. by date of receipt. No index. Hdw. 300 pp. 14 x 8 x 2. 14 vols., 1884-1920, va. 2, bsmt.; 12 vols., 1921--, va., clerk's off., second fl.

## 400. WITNESS (Fee) BOOK, 1884--. 5 vols.

Name, signature of witness; amt., date of payment; days of attendance, mileage, case no. Arr. by date of payment. No index. Hdw. 300 pp. 14 x 10 x 2. 4 vols., 1884-1930, va. 2, bsmt.; 1 vol., 1931--, va., clerk's off., second fl.

## Probation Officer

All records are in the Gloucester Police Building, 12 Duncan Street, Gloucester; except where otherwise noted, they are in the probation office, second floor.

## Adult and Juvenile Cases

## 401. ADULT PROBATION RECORDS (Case Histories), 1893--. 3 vols., 40 file boxes.

Name, address of probationer; date of arrest, nature of offense, name of arresting officer, judicial disposition; report of conduct, employment, visits; case no. No index. 3 vols., 1893-1930, indexed alph. by name of probationer, hdw., 550 pp., 14 x 10 x 2, va. 1, bsmt.; 40 file boxes, 1930--, arr. by case no., 10 x 12 x 5, va., clerk's off., second fl.



District Court of Eastern Essex - Gloucester - Probation  
Officer - Fine, Restitution, and Nonsupport Payments

(402-406)

402. JUVENILE RECORDS (Case Histories), 1913--. 4 file boxes. Name of delinquent, nature of delinquency, judicial disposition, amt. of restitution; report of conduct, employment, visits; case no. Arr. by case no. No index. 10 x 12 x 5. Va., clerk's off., second fl.  
See also entries 403, 404, 406.

Fine, Restitution, and Nonsupport Payments  
(See also entry 402.)

403. (CASH RECEIPTS AND DISBURSEMENTS - FINE, NONSUPPORT, AND RESTITUTION PAYMENTS), 1905--. 12 vols.  
Receipts: Name of defendant; amt., source, date of income; docket no. Disbursements: Name of recipient; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 100 pp. 14 x 6 x  $\frac{1}{2}$ . 5 vols., 1905-19, va. 1, bsmt.; 6 vols., 1919-35, va., clerk's off., second fl.; 1 vol., 1936--, prob. off., second fl.

404. PROBATION OFFICER'S DOCKET (Receipts and Disbursements of Fine and Restitution Payments), 1935--. 1 vol. System estab. 1935.  
Receipts: Name, address of defendant; amt., source, date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Indexed alph. by name of defendant. Hdw. on pr. form. 200 pp. 12 x 12 x 1.

405. NONSUPPORT DOCKET (Receipts and Disbursements), 1936--. 1 vol.  
Receipts and disbursements of nonsupport payments. Receipts: Name, address of defendant; amt., date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., date of payment; check no. Arr. alph. by name of defendant. No index. Hdw. on pr. form. 200 pp. 12 x 12 x 1.

406. (CHECK STUBS), 1905--. 23 vols.  
Name of payee, bank; amt., accounting, date of payment; check, case, voucher no.; signature of probation officer. Arr. by date of payment. No index. Hdw. 150 pp. 15 x 10 x  $\frac{3}{4}$ . 10 vols., 1905-19, va. 1, bsmt.; 12 vols., 1919-36, va., clerk's off., second fl.; 1 vol., 1936--, prob. off., second fl.



## XX. SECOND DISTRICT COURT OF ESSEX - Amesbury

For the historical development and functions of the district court, see pp.

The second district court of Essex was established in Amesbury in 1888. (Acts and Resolves of Massachusetts, 1888, Ch. 193, Sec. 1.) From its inception, the court has exercised jurisdiction in Amesbury and Merrimac. It was granted jurisdiction in Salisbury concurrent with the district court of Newburyport in 1917. (Ibid., 1917, Ch. 302, Sec. 1.) In addition to the presiding justice and two special justices, the court is served by a clerk and a probation officer. (Report of the County Commissioners of Essex County, Salem, 1937, p. 6.)

## Clerk

All records are in the Courthouse, 19 School Street, Amesbury; except where otherwise noted, they are in the clerk's office, second floor.

## Criminal

Adult Cases

407. CRIMINAL CASES (Original Papers), 1888--. 14 file boxes. Complaint, warrant, summons, plea, motions, judgment, sentence, bail bond; case no. Arr. by case no. For index, 1921--, see entry 408. 8 x 12 x 36. Va.

408. INDEX TO CRIMINAL CASES, 1921--. 9 file boxes. System estab. 1921. Name of defendant, case no. Arr. alph. by name of defendant. 4 x 5 x 15. Cabinet.

409. CRIMINAL DOCKET (Case Histories), 1888--. 33 vols. Name of complainant, defendant; names of attorneys; nature, date of offense, plea; returnable date, judicial disposition, amt. of bail, name of surety, case no. Contain: Witnesses' Fee Books, 1888-1906, entry 431. Indexed alph. by name of defendant. Hdw. 300 pp. 16 x 12 x 2½. Va.

410. PERSONS ARRESTED (Case Histories), 1886-96. 1 vol. Name, address, nationality, age, height, marital status of offender; nature, date of offense; name of arresting officer, date of arrest, judicial disposition. Indexed alph. by name of offender. Hdw. Writing illegible, binding and paper poor. 250 pp. 10 x 8 x 1. Va.

411. TRAMPS (Vagrants Arrested), 1893-97. 1 vol. Name, address, age, nationality, description of vagrant; date of arrest. Arr. by date of arrest. No index. Hdw. 200 pp. 10 x 5 x 1. Va.





Juvenile

412. JUVENILE CASES (Original Papers), 1911--. 1 file box. Prior records destroyed.

Complaint, warrant, summons to parents, plea, judgment, sentence, bail bond; case no. Arr. by case no. No index. 8 x 12 x 36. Va.

413. JUVENILE DOCKET (Case Histories), 1904--. 2 vols.

Name of complaint, delinquent; nature, date of delinquency; judicial disposition, probational record, case no. Arr. by case no. Hdw. 100 pp. 12 x 14 x  $\frac{1}{2}$ . Va.

414. INDEX TO JUVENILE DOCKET, 1904--. 1 file box.

Name of delinquent, case no. Arr. alph. by name of delinquent. 4 x 6 x 15. Cabinet.

Inquests

415. INQUEST RECORDS (Medical Examiners' Reports), 1907--. 1 file box.

Name, address of deceased; probable cause, date of death; names, testimony of witnesses; disclosures, date of autopsy. Court finding; case no. Arr. by case no. No index. 10 x 4 x 10.

416. INQUEST DOCKET (Case Histories), 1907--. 1 vol.

Judicial inquiry into deaths of undetermined cause: Name of deceased, presiding justice, medical examiner; date of inquest, medical report; probable cause, date of death; court finding, case no. Arr. by case no. No index. Hdw. 200 pp. 10 x 6 x 2. Va.

CivilGeneral Cases

417. CIVIL CASES (Original Papers), 1888--. 33 file boxes.

Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Contain: (Poor Debtor and Supplementary Process Papers), entry 422. Arr. by case no. For index, 1933--, see entry 418. 10 x 4 x 10. Va.

418. INDEX TO CIVIL CASES, 1933--. 2 file boxes. System estab. 1933.

Names of litigants, case no. Arr. alph. by names of litigants. 4 x 5 x 15. Cabinet.

419. CIVIL DOCKET (Case Histories), 1888--. 7 vols.

Names of litigants, attorneys; cause, date of action; amt., date of judgment, execution; case no. Contain: (Poor Debtor and Supplementary Process Docket), entry 423. Indexed alph. by names of parties. Hdw. 120 pp. 13 $\frac{1}{2}$  x 10 x 2 $\frac{1}{2}$ . Va.



Insane

420. INSANITY COMMITMENT PAPERS (Applications and Orders), 1892--.  
3 file boxes.

Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. No index. 10 x 4 x 11. Va.

421. INSANE DOCKETS (Case Histories), 1904--. 2 vols.

Name, address of petitioner, respondent, physician; names of witnesses; place, date of commitment; case no. Indexed alph. by name of respondent. Hdw. 200 pp. 14 x 10 x 2. Va.

Poor Debtor

422. (POOR DEBTOR AND SUPPLEMENTARY PROCESS PAPERS), 1888--. In Civil Cases (Original Papers), entry 417.

Application for process, execution, citation, capias, oath (to 1928), order of court; case no.

423. (POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET), 1888--. In Civil Docket (Case Histories), entry 419.

Name of creditor, debtor; names of attorneys; amt. of execution, order of court, date of capias, case no.

Small Claims

424. SMALL CLAIMS (Case Histories), 1921--. 4 file boxes. Law effective 1921.

Histories of civil cases under \$50: Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 6 x 9 x 19.

425. INDEX TO SMALL CLAIMS, 1921--. 2 file boxes.

Names of litigants, case no. Arr. alph. by names of litigants. 4 x 5 x 15. Cabinet.

## Naturalization

(For prior records, see entry 190; for subsequent records, see entries 125-129.)

426. NATURALIZATION PAPERS (Primary and Final), 1906. 1 file box.

Name, address, age, occupation, birthplace, family history, marital status of petitioner; port, date of entry; names, addresses of witnesses; oath of allegiance; date of application, naturalization; case no. Arr. by case no. No index. 10 x 4 x 10. Va.



Second District Court of Essex - Amesbury - Clerk -  
 Receipts, Apportionments, and Expenditures

(427-434)

427. NATURALIZATION DOCKETS (Case Histories), 1906. 1 vol.

Name, address, age, occupation, birthplace of petitioner; date of primary, final declaration; port, date of entry; names, addresses of witnesses; date of naturalization, case no. Indexed alph. by name of petitioner. Hdw. 300 pp. 18 x 10 x 4. Va.

Receipts, Apportionments, and Expenditures  
 (See also entries 720, 722-725.)

428. CASH BOOK (Receipts and Apportionments), 1888--. 9 vols.

Receipts: Name of payer; amt., source, date of income; docket no. Apportionments: Name of payee; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 500 pp. 18 x 13 x 2½. Va.

429. CHECK BOOKS (Stubs), 1922--. 10 vols.

Name of payee, bank; amt., accounting, date of payment; check no. Arr. by date of payment. No index. Hdw. 100 pp. 7 x 15 x ¼. 9 vols., 1922-33, police va., first fl.; 1 vol., 1934--., safe, prob. off., second fl.

430. BAIL BOOK (Deposits), 1932--. 1 vol. System estab. 1932.

Name of defendant; value, description of sureties; date of receipt, amt. of fees; nature, date of offense; name of court, returnable date, case no. Arr. by date of receipt. No index. Hdw. 200 pp. 12 x 10 x 1. Va.

431. WITNESSES' FEE BOOKS, 1907--. 3 vols. 1888-1906 in Criminal

Docket (Case Histories), entry 409.

Name, signature of witness; name of defendant; days of attendance, mileage; amt., date of payment; case no. Arr. by date of payment. No index. Hdw. 200 pp. 18 x 12 x 3. Va.

432. (Canceled) CHECKS (Fines and Bail), 1913--. 1 file box.

Canceled checks apportioning fine and bail payments to state, county, or town: Name of payee; amt., accounting, date of payment; check, docket no.; signature of clerk. Arr. by date of payment. No index. Hdw. 9 x 4 x 8. Va.

Reports

433. ANNUAL REPORT (to State Commissioner of Correction), 1900--. 26 forms.

Statistical summary of arrests, offenses, convictions. Arr. alph. by subject. No index. 25 x 14. Va.

Miscellaneous

434. DAILY COURT PROCEEDINGS (Judge's Notes on Proceedings), 1915--. 22 vols.

Notations by judges on court proceedings in standard form "Lawyer's Diary." Arr. chron. No index. Hdw. 250 pp. 8 x 8 x 1. Shelf, courtroom, second fl.





## 435. DAILY NOTATIONS (Trial Postponments), 1922--. 13 vols.

Reference notes made by clerk on pending cases: Names of litigants, postponement date, case no. Arr. chron. No index. Hdw. 400 pp. 7 x 1½ x 7. Va.

## 436. CORRESPONDENCE, 1929--. 5 file boxes. Prior records destroyed.

Miscellaneous communications: Order for writs, state and county correspondence. Arr. by date of receipt. No index. 4 file boxes, 1929-35, 9 x 11 x 4, va.; 1 file box, 1936--., 6 x 9 x 15, desk.

## Probation Officer

Except where otherwise noted, all records are in the Courthouse, 19 School Street, Amesbury.

## Criminal Cases

## 437. PROBATION RECORDS (Case Histories), 1891--. 2 vols., 14 file boxes.

Name, age, birthplace of probationer; nature of offense, date of arrest; conduct, employment record; case no. Vols. arr. by date of arrest, 250 pp., 15 x 10 x 2; file boxes arr. alph. by name of probationer, 5 x 7 x 15. No index. Hdw. 1 vol., 1891-99, main va., T.H.; 1 vol., 1899-1913, va., clerk's off., second fl., Cth.; 14 file boxes, 1913--., cabinet, prob. off., second fl., Cth.

## 438. COURT RECORDS (Case Histories), 1914--. 2 file boxes.

Name, address, age, occupation, birthplace, physical description of defendant; prior court, institutional, probation record; family history, date of arrest, nature of offense, judicial disposition, case no. Arr. alph. by name of defendant. No index. 8 x 11 x 13. Prob. off., second fl.

## Fine, Restitution, and Nonsupport Payments

## 439. CASH BOOK (Fine, Restitution, and Nonsupport Payments), 1911--. 3 vols. System estab. 1911.

Receipts and disbursements of fine, restitution, and nonsupport payments. Receipts: Name of defendant; amt., source, date of income; docket no. Disbursements: Name of recipient; amt., accounting, date of payment; check no. Arr. chron. No index. Hdw. 100 pp. 13 x 10 x 1. 2 vols., 1911-30, police va.; 1 vol., 1930--., safe, police chief's off.; first fl.

## 440. PROBATION DOCKET (Receipts and Disbursements of Fine and Restitution Payments), 1911--. 10 vols. System estab. 1911.

Receipts: Name of defendant; amt., source, date of income; period of probation; amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Indexed alph. by name of defendant. Hdw. 50 pp. 12 x 9½ x 1. 8 vols., 1911-29, police va.; 2 vols., 1930--., safe, police chief's off.; first fl.



441. NONSUPPORT DOCKET (Receipts and Disbursements), 1915--. 3 vols. Receipts: Name, address, age of defendant; amt., date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. alph. by name of defendant. No index. Hdw. 100 pp. 14 x 12 x  $\frac{1}{2}$ . 2 vols., 1915-33, police va., first fl.; 1 vol., 1933--, prob. off., second fl.

#### Miscellaneous

442. DAILY NOTATIONS (on Probation Cases), 1924--. 12 vols. Daily notes of probation officer on pending probation cases; disposition. Arr. chron. No index. Hdw. 300 pp. 8 x 8 x  $1\frac{1}{2}$ . Desk, prob. off., second fl.

443. CORRESPONDENCE, 1933--. 1 file box. Miscellaneous communications regarding probation cases; periodic reports from probationers. No arr. No index. 14 x 12 x 4. Cabinet, prob. off., second fl.

### XXI. THIRD DISTRICT COURT OF ESSEX - Ipswich

For the historical development and functions of the court, see pp. 152, 153.

The third district court of Essex was established in Ipswich in 1906. (Acts and Resolves of Massachusetts, 1906, Ch. 299, Sec. 1.) From its inception, the court has exercised jurisdiction in Ipswich. (Idem.) In addition to the presiding justice and two special justices, the court is served by a clerk and a probation officer. (Report of the County Commissioners of Essex County, Salem, 1937, p. 6.)

#### Clerk

All records are in the office of the clerk of court, room 6, Town Hall, Ipswich.

#### Criminal

##### Adult Cases

444. CRIMINAL CASE RECORDS (Original Papers), 1906--. 20 bundles. Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Arr. by case no. 9 x 7 x 4. Safe.



## 445. CARD INDEX - CRIMINAL CASES, 1906--. 20 file boxes.

Name, address, age of defendant; nature of offense, names of parents, judicial disposition, case no. Arr. alph. by name of defendant. 5 x 8 x 12. Safe.

## 446. CRIMINAL DOCKET (Case Histories), 1906--. 11 vols.

Name of complainant, defendant; nature, date of offense, plea; returnable date, judicial disposition, case no. 6 vols., 1906-15, arr. by case no.; 5 vols., 1915--, indexed alph. by name of defendant. For index, 1906-15, see entry 447. Hdw. 300 pp. 17 x 13 x 2. Safe.

## 447. INDEX TO CRIMINAL DOCKET, 1906-15. 2 vols. System discontinued. 1915.

Name of defendant, case no., vol. and p. ref. Arr. alph. by name of defendant. Hdw. 100 pp. 14 3/4 x 8 1/2 x 1. Safe.

Juvenile

## 448. JUVENILE CASES (Original Papers), 1906--. 2 file boxes.

Complaint, warrant, summons to parents, plea, motions, judgment, sentence; case no. Arr. by case no. No index. 4 x 8 x 11. Safe.

## 449. JUVENILE DOCKET (Case Histories), 1906--. 1 vol.

Name of complainant, delinquent; names of parents; nature, date of delinquency; date of summons to parents, judicial disposition, case no. Indexed alph. by name of delinquent. Hdw. 200 pp. 24 x 12 x 3. Safe.

Inquests

## 450. INQUEST CASES (Medical Examiners' Reports), 1906--. 1 file box.

Name, address of deceased; probable cause, date of death; names, testimony of witnesses; disclosures, date of autopsy. Court finding; case no. Arr. by case no. No index. 4 x 8 x 11. Safe.

## Civil

General Cases

## 451. CIVIL CASE RECORDS (Original Papers), 1906--. 25 bundles.

Writ, declaration, answer, pleadings, interrogatories, judgment, execution; applications of minors to marry, five-day marriage waivers; case no. Contain: (Poor Debtor and Supplementary Process Papers), entry 455. Arr. by case no. No index. 9 x 7 x 4. Safe.

## 452. CIVIL DOCKET (Case Histories), 1906--. 2 vols.

Names of litigants, attorneys; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Contain: (Poor Debtor and Supplementary Process Docket), entry 456. Indexed alph. by names of litigants. Hdw. 400 pp. 14 x 10 x 1. Safe.





Insane

453. INSANE CASES (Applications and Commitment Orders), 1906--. 1 file box.

Applications and orders of commitment to insane asylum: Name, physical description of respondent; medical certification; signature of petitioner, physician, presiding justice; place, date of commitment; case no. Arr. by case no. No index. 4 x 8 x 11. Safe.

454. INSANE DOCKETS (Case Histories), 1906--. 1 vol.

Name of petitioner, respondent; names of witnesses; place, date of commitment; case no. Indexed alph. by name of respondent. Hdw. 200 pp. 18 x 6 x 2. Safe.

Poor Debtor

455. (POOR DEBTOR AND SUPPLEMENTARY PROCESS PAPERS), 1906--. In Civil Case Records (Original Papers), entry 451.

Application for process, execution, citation, examination schedule, oath (to 1928), order of court, capias; case no.

456. (POOR DEBTOR AND SUPPLEMENTARY PROCESS DOCKET), 1906--. In Civil Docket (Case Histories), entry 452.

Name of creditor, debtor; names of attorneys; amt. of execution, order of court, case no.

Small Claims

457. SMALL CLAIMS (Case Histories), 1921--. 3 file boxes. Law effective 1921.

Histories of civil cases under \$50: Names, addresses of litigants; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 8 x 7 x 17. Cabinet.

458. INDEX TO SMALL CLAIMS, 1921--. 2 file boxes.

Names of litigants, case no. Arr. alph. by names of litigants. 5½ x 4 x 17. Cabinet.

Receipts, Apportionments, and Expenditures  
(See also entries 720, 722-725.)

459. CASH BOOK (Receipts and Apportionments), 1906--. 5 vols.

Receipts: Name of payer; amt., source, date of income; docket no. Apportionments: Name, address of payee; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 200 pp. 13½ x 12½ x 1. Safe.

460. (Witness) FEE BOOKS, 1906--. 2 vols.

Name, signature of witness; name of defendant, date of entry, days of attendance, mileage; amt., date of payment. Arr. chron. No index. Hdw. 150 pp. 12 x 8 x 2. Safe.



## Probation Officer

All records are in the office of the clerk of court, room 6, Town Hall, Ipswich.

## Criminal Cases

461. PROBATION RECORDS (Case Histories), 1906--. 1 vol., 13 file boxes.

Title varies: 1 vol., 1906-15, titled Probation Docket.

Name, address, age, birthplace, marital status of probationer; name of employer; nature, date of offense; record of conduct, judicial disposition, case no. 1 vol., 1906-15, arr. by case no., hdw., 195 pp., 17 x 12 x 1½, safe. For index, 1906-15, see entry 462. 13 file boxes, 1915--, arr. alph. by name of probationer, 6½ x 4½ x 38, clerk's off.

462. INDEX TO PROBATION DOCKET, 1906-15. 1 vol. System discount. 1915.

Name of probationer, case no., vol. and p. ref. Arr. alph. by name of probationer. Hdw. 100 pp. 14 3/4 x 8½ x 1.

## Fine, Restitution, and Nonsupport Payments

463. CASH BOOK (Fine, Restitution, and Nonsupport Payments), 1906--. 3 vols.

Receipts and disbursements of fine, restitution, and nonsupport payments. Receipts: Name of defendant; amt., source, date of income; docket, court case no. Disbursements: Name of recipient; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 100 pp. 15 x 9 x ½. Safe.

464. NONSUPPORT DOCKET (Disbursements), 1906--. 5 vols.

Disbursements of nonsupport payments: Name of defendant; name, signature of recipient; amt., accounting, date of payment; check, court case no. Indexed alph. by name of defendant. Hdw. 150 pp. 11½ x 9½ x 1. Safe.

## XXII. DISTRICT COURT OF PEABODY

For the historical development and functions of the court, see pp. 152, 153.

The district court of Peabody was established in 1917. (Acts and Resolves of Massachusetts, 1917, Ch. 281, Sec. 1.) From its inception, the court has exercised jurisdiction in Peabody and Lynnfield. (General Laws of Massachusetts, 1932, Ch. 218, Sec. 1.) In addition to the presiding justice and two special justices, the court is served by a clerk and probation officer. (Report of the County Commissioners of Essex County, Salem, 1937, p. 8.)



## Clerk

All records are in the Courthouse, second floor, 14 Lowell Street, Peabody; except where otherwise noted, they are in the vault, clerk's office.

## Criminal

Adult Cases

465. CRIMINAL CASES (Original Papers), 1917--. 57 file boxes. Complaint, warrant, summons, plea, motions, judgment, sentence; case no. Arr. by case no. For index, see entry 467. 11½ x 5 x 17.

466. CRIMINAL DOCKET (Case Histories), 1917--. 22 vols. Name of complainant, defendant; nature, date of offense, plea; judicial disposition, case no. Arr. by case no. Hdw. on pr. form. 320 pp. 12½ x 12 x 2.

467. INDEX TO CRIMINAL CASES, 1917--. 12 file boxes. Index to Criminal Cases (Original Papers), entry 465; Criminal Docket (Case Histories), entry 466; Name of defendant, nature of offense, judicial disposition, case no., vol. and p. ref. Arr. alph. by name of defendant. 4 x 6 x 18.

Juvenile

468. JUVENILE CASES (Original Papers), 1917--. 4 file boxes. Complaint, warrant, summons to parents, plea, motions, judgment, sentence; case no. Arr. by case no. No index. 11½ x 5 x 17.

469. JUVENILE DOCKET (Case Histories), 1917--. 3 vols. Name, address, age, birthplace of delinquent; nature, date of delinquency; returnable date, judicial disposition, case no. Arr. by case no. Hdw. 320 pp. 12½ x 11 x 1½.

470. INDEX TO JUVENILE DOCKET, 1917--. 1 file box. Name of delinquent, nature of delinquency, returnable date, judicial disposition, case no. Arr. alph. by name of delinquent. 5 x 6½ x 15.

Inquests

471. INQUESTS (Medical Examiners' Reports), 1917--. 3 bundles. Last entry 1935. Name, address of deceased; probable cause, date of death; names, testimony of witnesses; disclosures, date of autopsy. Court finding; case no. Arr. by case no. No index. Hdw. 8½ x 4 x 3.





## Civil

General Cases (See also entries 482, 483.)

472. CIVIL CASES (Original Papers), 1917--. 44 file boxes.  
Writ, declaration, answer, pleadings, interrogatories, judgment, execution;  
five-day marriage waivers; case no. Arr. by case no. For indexes, see  
entries 474, 475. 17 x 11½ x 5.

473. CIVIL DOCKET (Case Histories), 1917--. 5 vols.  
Names of litigants, attorneys; cause, date of action; amt., date of judgment,  
execution; case no. Arr. by case no. For indexes, see entries 474, 475.  
Hdw. on pr. form. 500 pp. 16 x 12 x 2.

474. INDEX TO CIVIL CASES (Plaintiff), 1917--. 12 file boxes.  
Index to Civil Cases (Original Papers), entry 472; Civil Docket (Case Histories), entry 473: Names of litigants, return date, case no. Arr. alph. by name of plaintiff. 3 x 5 x 13.

475. INDEX TO CIVIL CASES (Defendant), 1917--. 12 file boxes.  
Index to Civil Cases (Original Papers), entry 472; Civil Docket (Case Histories), entry 473: Names of litigants, return date, case no. Arr. alph. by name of defendant. 3 x 5 x 13.

Insane

476. INSANITY COMMITMENTS (Case Histories), 1917--. 2 file boxes.  
Name of petitioner, respondent; names of witnesses; place, date of commitment; case no. Arr. by case no. 11½ x 5 x 17.

477. INDEX TO INSANITY COMMITMENTS, 1917--. 1 vol.  
Name of respondent; place, date of commitment; case no. Arr. alph. by name of respondent. Hdw. 100 pp. 6½ x 5 x 3/4.

Poor Debtor (See also entry 482.)

478. POOR DEBTOR AND SUPPLEMENTARY PROCESS (Original Papers), 1917--. 3 file boxes.  
Application for process, execution, citation, examination schedule, oath (to 1928), order of court, capias; case no. Arr. by case no. 11½ x 5 x 17.

479. INDEX TO POOR DEBTOR AND SUPPLEMENTARY PROCESS, 1917--. 1 file box.  
Name of creditor, debtor; date of notice, examination; case no. Arr. alph. by name of debtor. 3 x 5 x 12.



Small Claims

480. SMALL CLAIMS (Case Histories), 1921--. 5 file boxes. Law effective 1921.

Histories of civil cases under \$50: Name, address of plaintiff, defendant; cause, date of action; ad damnum, return date; amt., date of judgment, execution; case no. Arr. by case no. 8 x 5 x 17. Clerk's off.

481. INDEX TO SMALL CLAIMS, 1921--. 4 file boxes.

Names, addresses of litigants; case no. Arr. alph. by name of plaintiff. 3 x 5 x 18.

Trial Lists and Nonentries

482. CIVIL TRIAL LISTS, 1936--. 2 bundles. Prior records destroyed. Calendar of civil and poor debtor process cases: Names of litigants, attorneys; date of trial, case no. Arr. by date of trial. No index. 12 x 8 x 2. Clerk's off.

483. NONENTRIES, 1917--. 2 bundles, 1 file box.

Writs not entered on return date: Names of litigants, attorneys; cause, date of action; ad damnum, return date, case no. Arr. by date of action. No index. 2 bundles, 1917-32, 8½ x 4 x 4, va.; 1 file box, 1933--., 11½ x 5 x 17, desk; clerk's off.

Receipts, Apportionments, and Disbursements  
(See also entries 720, 722-725.)

484. CASH BOOKS (Receipts and Apportionments), 1917--. 3 vols.

Receipts: Name of payer; amt., source, date of income; docket no. Apportionments: Name of payee; amt., accounting, date of payment; voucher no. Arr. by date of transaction. No index. Hdw. 300 pp. 13 x 17 x 2.

485. CERTIFICATE OF WITNESSES (Process and Witness Fees), 1917--. 4 vols.

Criminal process fees: Name, signature of process officer; amt., accounting, date of payment; name of defendant, case no. Witness fees: Name, address of witness; name of defendant, days of attendance, mileage; amt., date of payment; case no. Arr. by date of payment. No index. Hdw. on pr. form. 200 pp. 12½ x 9½ x 1.

Reports

486. RETURN OF CRIMINAL CASES IN THE DISTRICT OF PEABODY (Annual Report), 1931--. 18 sheets. Prior records destroyed.

Annual statistical report to state commissioner of correction: No., description, classification of cases; summary of convictions. Arr. by year. No index. Hdw. on pr. form. 14½ x 14½.



## Correspondence

487. CORRESPONDENCE, 1926--. 2 file boxes. Prior records destroyed. Personal and dept. correspondence with county and state officials. Arr. alph. by name of correspondent. No index. 3 x 12 x 12.

## Probation Officer

All records are in the probation office, second floor, Courthouse, 14 Lowell Street, Peabody.

## Criminal

General Cases

488. (CASE HISTORIES OF PROBATIONERS), 1917--. 8 file boxes. Name, address, age, birthplace, marital status, occupation of probationer; identification data, family history; prior court, institutional, probation record; judicial disposition, release without arraignment. Arr. alph. by name of probationer. No index. 6½ x 9 x 17. Cabinet.

489. PROBATION RECORDS (Case Histories), 1917-24. 17 bundles. Missing, 1920.

Name, address, age, birthplace, marital status, occupation of probationer; judicial, probation disposition. Arr. alph. by name of probationer. No index. Hdw. 4 x 12 x 18. Va.

For subsequent records, see entries 488, 495.

490. (CASE HISTORIES OF PROBATIONERS), 1917-22. 3 file boxes. Missing, 1923.

Examination of adult probationers: Name, address, age, identification data, personal history, physical and mental condition, interests, associations of probationer; nature of offense, period of probation, date of release. Arr. by date of report. No index. 11½ x 5 x 17. Va.

For subsequent records, see entry 491.

491. (PROBATIONERS VISIT TO OFFICE - REPORT), 1924--. 1 vol.

Visits by probationer to probation office: Name, address of probationer; nature of offense, date of visit, comments by probation officer. Arr. by month. No index. Hdw. 150 pp. 11½ x 16 x 3/4. Desk.

For prior records, see entry 490.

492. NONSUPPORT RECORDS (Case Histories), 1917-22. 3 file boxes.

Name, address, occupation of probationer; identification data, family history; report of conduct, employment; amt., date of payment. Arr. chron. No index. 11½ x 5 x 17. Va.

For subsequent records, see entry 489; see also entries 498, 500, 501.





District Court of Peabody - Probation Officer - Fine, Restitution, (493-499)  
and Nonsupport Payments

493. (IDENTIFICATION RECORDS), 1924--. 3 file boxes.

Description of probationers for identification purposes: Name, address, height, weight, complexion, marital status of probationer; place, date of birth; no. of children; nature, date of offense; disposition of case, date of filing. Arr. alph. by name of probationer. No index. 6 x 4 x 24. Cabinet.

Juvenile Cases

494. (JUVENILE DELINQUENT INVESTIGATIONS), 1917-22. 3 file boxes.

Name, address, sex, age of delinquent; family history; school, occupation record; names of parents, nature of delinquency, probationary record; reports of visitor, date of report. Arr. alph. by name of delinquent. No index. 11½ x 5 x 17. Va.

For subsequent records, see entry 495.

495. (JUVENILE DELINQUENT CASE HISTORIES), 1917--. 1 file box.

Name, address, sex, age, birthplace of delinquent; names of parents, date of arraignment, identification data, nature of delinquency, judicial disposition. Arr. alph. by name of delinquent. No index. 6½ x 9 x 17. Cabinet.

496. JUVENILE DELINQUENT EXAMINATIONS (by Physician), 1935--. 1 file box. System estab. 1935.

Physical and mental examinations of delinquents: Name, address, sex, age of delinquent; date of examination, family history, recommendations of physician. Arr. alph. by name of delinquent. No index. 11½ x 5 x 17. Va.

497. (JUVENILE DELINQUENT SCHOOL REPORTS), 1935--. 1 file box. System estab. 1935.

School reports submitted by teacher or principal: Name, address, age of delinquent; name of school; record of attendance, conduct, scholarship; signature of teacher, date of report. Arr. alph. by name of delinquent. Cabinet.

Fine, Restitution, and Nonsupport Payments  
(See also entry 492.)

498. CASH BOOK (Fine, Restitution, and Nonsupport Payments), 1928--. 6 vols.

Receipts and disbursements of fine, restitution, and nonsupport payments. Receipts: Name of defendant; amt., source, date of income; docket no. Disbursements: Name of recipient; amt., accounting, date of payment; check no. Arr. by date of transaction. No index. Hdw. 300 pp. 14 x 10 x 1½. Va.

499. FINES AND RESTITUTION DOCKET (Receipts and Disbursements), 1924--. 12 vols. System estab. 1924.

Receipts and disbursements of fine and restitution payments. Receipts: Name, address of defendant; amt., source, date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. alph. by name of defendant. No index. Hdw. on pr. form. 100 pp. 11½ x 9½ x 1½. Va.



500. NONSUPPORT DOCKET (Receipts and Disbursements), 1922--. 11 vols. Receipts and disbursements of nonsupport payments. Receipts: Name, address of defendant; amt., date of income; period of probation, amt. payable; docket, court case no. Disbursements: Name, signature of recipient; amt., accounting, date of payment; check no. Arr. alph. by name of defendant. No index. Hdw. on pr. form. 100 pp. 11½ x 10 x 1½. Va.

501. RECEIPT BOOK (Fine, Nonsupport, and Restitution Payments), 1931--. 6 vols. Prior records destroyed. Name, address of defendant; amt., accounting, date of payment; signature of probation officer. Arr. by date of receipt. No index. Hdw. on pr. form. 100 pp. 13 x 9 x 1. Va.

#### Correspondence

502. (CORRESPONDENCE), 1924--. 2 file boxes. Prior records destroyed. Letters to and from probationers, court officials, police depts., business firms. Arr. alph. by name of correspondent. No index. 11 x 13 x 17. Cabinet.



## XXIII. JUSTICES OF THE PEACE AND TRIAL JUSTICES

At the first court of assistants held in the Massachusetts Bay Colony at Charlestown on August 23, 1630, it was ordered that justices of the peace be appointed with the same authority that they had in England. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, I, 74.) In 1638, well-defined limits of jurisdiction were set up, which limited the authority of a justice of the peace, and provided for an appeal to the next quarter court. (Ibid., p. 239.) This system of jurisdiction continued until 1692, when the province charter provided for the appointment of justices of the peace by the governor and council. (Ancient Charters, published by order of the General Court, Boston, 1814, pp. 31, 32.) Justices of the peace are commissioned in the same manner today for a term of seven years. (Constitution of Massachusetts, Part II, Ch. 3, Art. 3.)

Gradually the legislature restricted the powers of the office of justice of the peace. As early as 1822, a municipal court for the city of Boston was established to take over the duties formerly administered in part by the justices of the peace. The establishment of other courts followed so that by 1858 there were seventeen police or district courts in Massachusetts, ten of which were authorized after 1850. (Ibid., 1831-58.)

In 1858 as a result of the far-reaching jurisdiction of, and increase in, the number of district courts, the legislature restricted the power of justices of the peace. Only those who were commissioned by the governor and council could conduct trials and were called trial justices. (Ibid., 1858, Ch. 138, Sec. 1.) Essex County at the passage of the act was allowed to have no more than nineteen such justices. (Ibid., Sec. 2.) Today, the county is allotted a trial justice for the towns of Andover, North Andover, Marblehead, Nahant and Saugus. (General Laws of Massachusetts, 1932, Ch. 219, Sec. 2.)

Under existing law a trial justice is classified as a justice of the peace, with a special commission. His jurisdiction lies within the limits of the town for which he is commissioned. (Idem.) The limits of his jurisdiction are concurrent with the superior court in criminal matters, and with the district courts over crimes subject to fine or forfeiture of not more than fifty dollars, or imprisonment for not more than six months, or both. (Ibid., Sec. 19.)

There are still many justices of the peace, but their chief function at the present time is to administer oaths or affirmations and take acknowledgments of decrees and other instruments. (Ibid., Ch. 222, Sec. 1.) In order to give validity to any document or instrument required by law to be recorded, the justice of the peace must affix the date of the expiration of his commission upon the face of all such papers which he attests. (Ibid., Sec. 8.) In certain cases justices are allowed to solemnize marriages and to issue search warrants for narcotic drugs as well as numerous miscellaneous functions. (Ibid., Ch. 207, Secs. 38, 39; Ch. 94, Sec. 214.)

Upon the death, resignation or removal from office of a trial justice, all his dockets, records of his judicial proceedings and other official





papers in his custody are deposited in the office of the clerk of the superior court in which justice was designated. (General Laws, Ch. 219, Sec. 11.) In all cases where the records of the trial justices do not run to date, it may be assured that the appointment of trial justices for such towns were discontinued as of the last date given.

In addition to the following records, see entries 124, 600-607, 712, 722, 723, 1024, 1031, 1034-1036, 1073, 1075, 1078, 1087, 1094, 1095, 1149, 1150, 1152, 1155, 1162, 1165, 1274, 1285, 1288, 1379, 1397.

### Amesbury

William C. Binney, 1858-64.  
All records missing.

George Turner, 1865-73.  
All records missing.

George W. Cate, 1873-85. (Criminal cases only.)  
(See entries 576-578.)

Orlando S. Baley, 1873-91.  
All records are in a box, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

503. (ORIGINAL CRIMINAL AND CIVIL CASE PAPERS), 1873-89. 14 bundles. Missing, 1889-91.

Criminal: Complaint, warrant, summons, motions, plea, judgment, sentence; case no. Civil: Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. No index. Condition poor.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 4.

504. (CRIMINAL DOCKET CASE HISTORIES), 1873-89. 2 vols. Missing, 1889-91.

Name of complainant, defendant, arresting officer; nature of offense, plea; date of warrant, judicial disposition, case no. Indexed alph. by name of defendant. Hdw. on pr. form. 145 pp. 11 x 8 x 1.

505. CIVIL DOCKET (Case Histories), 1873-89. 5 vols. Missing, 1885-87, 1889-91.

Names of litigants, attorneys; cause, date of action; type, date of pleadings; amt., date of judgment, execution; case no. Arr. by case no. No index. Hdw. 213 pp.  $8\frac{1}{2}$  x 7 x  $3\frac{1}{4}$ .

### Andover

Samuel Merrill, 1858-66.  
All records missing.



George H. Poor, 1866-1904.

All records are in a box, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

506. (ORIGINAL CRIMINAL AND CIVIL CASE PAPERS), 1866-1904. 38 bundles. Criminal; Complaint, warrant, summons, plea, judgment, sentence; case no. Civil; Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. No index. Condition poor.  $8\frac{1}{2} \times 3\frac{1}{2} \times 3$ .

507. CRIMINAL DOCKET, FEE BOOK (Case Histories), 1866-1904. 4 vols. Name of complainant, defendant, arresting officer; nature, date of offense, plea; date of warrant, judicial disposition, case no. Process, commitment, witness fees; court costs: Name of complainant, defendant, payee; amt., date of payment; case no. Indexed alph. by name of defendant. Hdw. on pr. form. 240 pp.  $11\frac{1}{2} \times 9 \times 1$ .

Colver J. Stone, 1904-36.

All records are in the residence of Colver J. Stone, 1 Locke Street, Andover.

508. (ORIGINAL CRIMINAL CASE PAPERS), 1904-36. 10 file boxes. Complaint, warrant, summons, plea, judgment, appeal, sentence, mittimus; case no. Arr. by case no. No index.  $9 \times 7 \times 4\frac{1}{2}$ .

509. CRIMINAL DOCKET (Case Histories), 1904-36. 7 vols. Name of complainant, defendant; nature, date of offense; date of trial, judicial disposition, case no. Indexed alph. by name of defendant. Hdw. 125 pp.  $13 \times 11 \times 1\frac{1}{2}$ .

510. CASH BOOK (Receipts and Apportionments), 1904-36. 3 vols. Receipts from fines, forfeitures of bail: Name of defendant; amt., source, date of income. Apportionments to state, county or town: Name of recipient; amt., purpose, date of payment. Arr. by date of transaction. No index. Hdw. 100 pp.  $13 \times 11 \times \frac{1}{2}$ .

511. TRIAL JUSTICE WITNESS FEE ACCOUNT, 1909-36. 1 vol. Missing, 1904-8.

Name of witness, complainant, defendant; days of service, mileage, signature of witness; amt., date of payment. Arr. by date of payment. No index. Hdw. 200 pp.  $12 \times 9\frac{1}{2} \times 3\frac{1}{4}$ .

Joseph M. Hargedon, 1937--.

No sessions held to date.

### Beverly

James Hill, 1858-71.

All records missing.



Danvers

Israel W. Andrews, 1858-72.  
All records missing.

Danvers (Danversport)

David Mead, 1869-72.  
All records missing.

Danvers (South Danvers)

Benjamin C. Perkins, 1858-65.  
All records missing.

Essex

David Choate, 1858-67.  
All records missing.

Georgetown

Jeremiah P. Jones, 1858-59.  
All records missing.

Mark F. Edmonds, 1859-61.  
All records missing.

Orlando B. Tenney, 1861-97.  
All records missing.

Gloucester

James David, 1874-77. (Juvenile cases only.)  
All records missing.

Groveland

Jeremiah Spofford, 1858-61.  
All records missing.

Haverhill

Thorndike D. Hodges, 1866-70.  
All records missing.

Henry N. Merrill, 1875-78. (Juvenile cases only.)  
All records missing.





Ipswich

Joseph Farley, 1858-70  
All records missing.

Wesley K. Bell, 1870-88.  
All records are in a box, basement storeroom, Registry of  
Deeds and Probate Building, 40 Federal Street, Salem.

512. (ORIGINAL CRIMINAL CASE PAPERS), 1870-88. 26 bundles.  
Complaint, warrant, summons, plea, judgment, sentence; case no. No arr.  
No index. Condition poor.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 4.

513. TRIAL JUSTICE CRIMINAL DOCKET (Case Histories), 1886-88. 1 vol.  
Missing, 1870-86.  
Name of complainant, defendant, arresting officer; nature, date of offense,  
plea; judicial disposition; amt. of fees, court costs; case no. Indexed  
alph. by name of defendant. Hdw. on pr. form. 335 pp. 11 x 9 x 2.

Charles A. Sayward, 1888-1905.  
All records missing.

Lawrence

Nathan W. Harmon, 1872-78. (Juvenile cases only.)  
All records missing.

Lynn

James R. Newhall, 1872-78. (Juvenile cases only.)  
All records missing.

Lynnfield

Stephen Gilman, 1883-91.  
All records missing.

Marblehead

William C. Faxbens, 1858-1902.  
All records missing.

William Nutting, Jr., 1875-93.

514. CRIMINAL DOCKET (Case Histories), 1875-88. 6 vols. Missing.  
1888-93.  
Name of complainant, defendant, arresting officer; names of witnesses;  
nature, date of offense, plea; judicial disposition, case no. Indexed  
alph. by name of defendant. Hdw. on pr. form. 145 pp. 11 x 9 x  $\frac{3}{4}$ . Shelf,  
bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St., Salem.



Moses S. Case, 1903-29.

All records are in box 2, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

515. (ORIGINAL CRIMINAL CASE PAPERS), 1903-29. 28 bundles.

Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index. 8½ x 3½ x 6.

516. (CRIMINAL DOCKET CASE HISTORIES), 1903-29. 9 vols.

Name of complainant, defendant, arresting officer; nature, date of offense; date of warrant; nature of motion, plea; judicial disposition, amt of bail, name of surety, case no. Indexed alph. by name of defendant. Hdw. on pr. form. 127pp. 13 x 11 x 1.

517. CASE RECEIPTS, 1903-29. 3 vols.

Receipts from fines, forfeitures of bail; court receipts disbursed to state, county, or town: Name of payer or payee; amt., date of income or payment. Witness fees: Name of witness; amt., date of payment; case no. Arr. by date of transaction. No index. Hdw. on pr. form. 200 pp. 12 x 9 x 1.

Luke B. Colbert, 1929--.

All records are in the office of Luke B. Colbert, Rechabite Building, 105 Pleasant Street, Marblehead.

518. (ORIGINAL CRIMINAL CASE PAPERS), 1929--. 8 bundles.

Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by date of hearing. No index. 8½ x 3½ x 10. Safe.

519. DOCKET OF TRIAL JUSTICE OF MARBLEHEAD (Case Histories), 1929--.  
3 vols.

Name of complainant, defendant; nature, date of offense; judicial disposition, case no. Indexed alph. by name of defendant. Hdw. 300 pp. 12 x 9 x 1. Desk.

520. ACCOUNT BOOK (Receipts and Disbursements), 1929--. 1 vol.

Receipts from fines, forfeitures of bail; court receipts disbursed to state, county or town: Name of payer or payee; amt., date of income or payment. Witness fees: Name of witness; amt., date of payment; case no. Arr. by date of transaction. No index. Hdw. 200 pp. 14 x 9 x 1½. Safe.

#### Merrimac

H. Perry Sargent, 1879-82.

All records missing.

#### Methuen

Jared S. Howe, 1858-60.

All records missing.

Jacob Emerson, Jr., 1860-63.

All records missing.



James Brown Lord, 1863-65.

All records missing.

William M. Rogers, 1865-1917.

All records are in a box, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

521. CRIMINAL CASE RECORDS (Original Papers), 1897-1917. 90 bundles. Missing, 1865-96.

Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x  $2\frac{1}{2}$ .

522. (CRIMINAL DOCKET, CASE HISTORIES), 1865-1917. 8 vols. 1888-1911 in Criminal Docket, Fee Book, entry 523.

Name of complainant, defendant, arresting officer; nature, date of offense, plea; date of warrant, judicial disposition, case no. Arr. alph. by name of defendant. No index. Hdw. on pr. form. 14 x 12 x  $1\frac{1}{2}$ .

523. CRIMINAL DOCKET, FEE BOOK, 1888-1911. 2 vols.

(Criminal Docket, Case Histories), entry 522; Record of (Court) Costs (and Witness and Commitment Fees), entry 527. Arr. by case no. Hdw. on pr. form. 400 pp. 16 x 12 x  $1\frac{3}{4}$ .

524. (INDEX TO CRIMINAL DOCKET, FEE BOOK), 1888-1911. 3 vols.

Name of defendant, case no. Arr. alph. by name of defendant. Hdw. 50 pp. 12 x 4 x  $\frac{1}{4}$ .

525. JUVENILE DOCKET (Case Histories), 1907-17. 2 vols. Missing, 1865-1906.

Name of complainant, delinquent, arresting officer; nature, date of delinquency; judicial disposition, amt. of costs, case no. Indexed alph. by name of delinquent. Hdw. on pr. form. 200 pp. 15 x 12 x 1.

526. CIVIL DOCKET (Case Histories), 1865-1910. 1 vol. Missing, 1871-73, 1911-17.

Names of litigants, name of process officer; cause, date of action; amt., date of judgment, execution; case no. Arr. by case no. No index. Hdw. on pr. form. 71 pp. 14 x 9 x 1.

527. RECORD OF (Court) COSTS (and Witness and Commitment Fees), 1871-1910. 7 vols. Missing, 1865-70, 1911-17. 1888-1911 in Criminal Docket, Fee Book, entry 523.

Name of complainant, defendant, payee; amt., date of payment; case no. Arr. by date of payment. No index. Hdw. on pr. form. 150 pp. 8 x 7 x 1.

528. CASH BOOK (Receipts and Expenditures), 1887-1917. 3 vols. Missing, 1865-86.

Receipts: Name of defendant; amt., source, date of income. Expenditures: Name of payee; amt., purpose, date of payment. Arr. by date of transaction. No index. Hdw. on pr. form. 200 pp. 12 x 9 x 1.





Albion G. Pierce, 1917-24.

All records are in the box marked Cases by T. J. A. G. Pierce, Methuen, 1917-24, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

529. CRIMINAL CASE RECORDS (Original Papers), 1917-24. 21 bundles. Complaint, warrant, summons, plea, judgment, sentence, mittimus; case no. Arr. by case no. No index.  $8\frac{1}{2} \times 3\frac{1}{2} \times 6$ .

530. (CRIMINAL DOCKET, CASE HISTORIES), 1917-24. 2 vols. Missing, 1918-23.

Name of complainant, defendant, surety; nature, date of offense, plea; returnable date, judicial disposition, case no. Arr. by case no. Hdw. on pr. form. 200 pp.  $13 \times 12 \times 1$ .

531. INDEX (to Criminal Docket, Case Histories), 1917-24. 1 vol. Missing, 1918-23.

Name of defendant, case no. Arr. alph. by name of defendant. Hdw. 100 pp.  $13\frac{1}{2} \times 8\frac{1}{2} \times \frac{1}{4}$ .

532. JUVENILE DOCKET (Case Histories), 1917-22. 1 vol. Missing, 1923-24.

Name of complainant, defendant, witness, arresting officer; nature of delinquency, date of arraignment, judicial disposition, case no. Arr. by date of arraignment. No index. Hdw. on typed form. 152 pp.  $14 \times 10\frac{1}{2} \times \frac{1}{2}$ .

533. TRIAL JUSTICE OF METHUEN - RECEIPTS, EXPENDITURES, 1917-24. 1 vol.

Receipts from fines, forfeitures of bail; court receipts disbursed to state, county or town: Name of payer or payee; amt., date of income or payment; case no. Arr. by date of transaction. No index. Hdw. on pr. form. 300 pp.  $16\frac{1}{2} \times 14 \times 2$ .

534. CERTIFICATE OF WITNESSES (Service and Fees), 1917-24. 2 vols. Statements certifying witness fees: Signature of witness, days of service, mileage, amt. of fee, date of certificate, case no. 1 vol., 1922-24, contains bail deposits: Name of defendant, surety; amt., date of bail; signature of surety, case no. Arr. by date of certificate. No index. Hdw. on pr. form. 200 pp.  $12 \times 9\frac{1}{2} \times \frac{1}{2}$ .

#### Nahant

John A. Hammond, 1858-64.

All records missing.

Joseph T. Wilson, 1876-1915.

(See also entry 538.)

All records are in the basement, residence of Walter H. Southwick, 29 Range Road, Nahant.



535. (CRIMINAL DOCKET AND FEE BOOK), 1891-1915. 1 vol. Missing, 1876-91.

Case histories: Name of complainant, defendant; nature, date of offense, plea; date of arraignment, judicial disposition, case no. Process, commitment, witness fees; court costs: Name of complainant, defendant, payee; amt., date of payment; case no. Contains: (Juvenile Docket and Fee Book), 1891-1908, 1914-15, entry 536. Arr. by case no. No index. Hdw. 200 pp. 16 x 12 x 2.

536. (JUVENILE DOCKET AND FEE BOOK), 1909-13. 1 vol. Missing, 1876-91. 1891-1908, 1914-15 in (Criminal Docket and Fee Book), entry 535.

Case histories: Name of complainant, delinquent; nature, date of delinquency, plea; date of arraignment, judicial disposition, case no. Process, commitment, witness fees: Name of complainant, defendant, payee; amt., date of payment; case no. Arr. by case no. No index. Hdw. 200 pp. 16 x 12 x 2.

Walter H. Southwick, 1915--.

537. COURT (Histories of Adult and Juvenile Cases), 1915--. 6 vols. Name of complainant, defendant or delinquent, process server, surety; nature, date of offense, plea; returnable date, judicial disposition, amt. of costs, case no. Indexed alph. by name of defendant. Hdw. 125 pp. 13 x 10½ x 1½. Safe, off. of Walter H. Southwick, third fl., 7 Central Square, Lynn.

538. (COMPLAINTS), 1914--. 16 file boxes, 3 bundles. Missing, 1876-1913.

Original complaints issued by trial justices Joseph T. Wilson and Walter H. Southwick in adult and juvenile criminal cases: Name of complainant, defendant or delinquent; nature, date of offense; signature of complainant, presiding justice; case no. Arr. by case no. No index. 16 file boxes, 1914-32, 9 x 4 x 4, bsmt., residence of Walter H. Southwick, 29 Range Rd., Nahant; 3 bundles, 1933--, 9 x 4 x 3, safe, off. of Walter H. Southwick, third fl., 7 Central Square, Lynn.

539. CASH (Receipts and Disbursements), TRIAL JUSTICE, NAHANT, 1915--. 2 vols.

Receipts from fines, forfeitures of bail; court receipts disbursed to state, county, or town: Name of payer or payee; amt., date of income or payment; case no. Arr. by date of transaction. No index. Hdw. 101 pp. 14 x 12½ x 1. 1 vol., 1915-23, residence of Walter H. Southwick, 29 Range Rd., Nahant; 1 vol., 1924--, safe, off. of Walter H. Southwick, third fl., 7 Central Square, Lynn.



## 540. WITNESS FEES, 1915--. 2 vols.

Statements certifying witness fees: Name, signature of witness; days of service, mileage, amt. of fee; name of complainant, defendant; date of certificate, docket no. Arr. by date of certificate. No index. Hdw, 75 pp. 13 x 10 x 1½. 1 vol., 1915-26, residence of Walter H. Southwick, 29 Range Rd., Nahant; 1 vol., 1927--, safe, off. of Walter H. Southwick, third fl., 7 Central Square, Lynn.

North Andover

George L. Weil, 1891-94.

All records are on the shelf, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

## 541. (ORIGINAL CRIMINAL AND CIVIL CASE PAPERS), 1891-94. 3 bundles.

Criminal: Complaint, warrant, summons, plea, judgment, sentence; case no. Civil: Writ, declaration, answer, pleadings, interrogatories, judgment, execution; case no. Arr. by case no. No index. Condition poor. 8½ x 3½ x 2½.

## 542. CRIMINAL DOCKET, FEE BOOK, 1891-94. 1 vol.

Case histories: Name of complainant, defendant, witness; nature, date of offense, plea; date of arraignment, judicial disposition, amt. of costs, case no. Arr. by case no. No index. Hdw. on pr. form. 400 pp. 18 x 12 x 2.

## 543. RECEIPTS AND EXPENDITURES, 1891-94. 1 vol.

Receipts: Name of defendant; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. on pr. form. 300 pp. 12 x 9 x 1½.

Newton P. Frye, 1894-1924.

All records missing.

Jeremiah F. Mahoney, 1925-26.

(See also entry 548.)

Except where otherwise noted, all records are in the closet, judges' chamber, first floor, North Andover Town Hall.

## 544. (ORIGINAL CRIMINAL CASE PAPERS), 1925-26. 3 bundles.

Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index. 8½ x 3½ x 4.

## 545. (CRIMINAL DOCKET, CASE HISTORIES), 1925-26. 1 vol.

Name of complainant, defendant, arresting officer; nature, date of offense, plea; returnable date, judicial disposition, case no. Arr. by case no. No index. Hdw. on pr. form. 125 pp. 13 x 11 x 1½.





## 546. TRIAL JUSTICE RECEIPTS AND EXPENDITURES, 1925-26. 1 vol.

Receipts: Name of payer; amt., source, date of income. Expenditures; Name of payee; amt., accounting, date of payment. Arr. by date of transaction. No index. Hdw. on pr. form. 100 pp. 13 x 11 x  $\frac{1}{2}$ . Safe, off. of Cornelius J. Mahoney, rm. 501, Bay State Bldg., 301 Essex St., Lawrence.

## 547. CERTIFICATE OF WITNESSES (Service and Fees), 1925-26. 1 vol.

Statements certifying witness fees: Name, signature of witness; days of service, mileage, amt. of fee, name of defendant, date of certificate, docket no. Arr. by date of certificate. No index. Hdw. on pr. form. 200 pp. 12 x  $9\frac{1}{2}$  x  $\frac{3}{4}$ . Off. of Cornelius J. Mahoney, rm. 501, Bay State Bldg., 301 Essex St., Lawrence.

Cornelius J. Mahoney, 1926-35, 1937--.

(For records, 1935-36, see entries 552-554.)

Except where otherwise noted, all records are in the safe, office of Cornelius J. Mahoney, room 501, Bay State Building, 301 Essex Street, Lawrence.

## 548. (ORIGINAL CRIMINAL CASE PAPERS), 1925-35, 1937--. 4 bundles, 1 file box.

Original papers in cases heard by trial justices Jeremiah F. and Cornelius J. Mahoney: Complaint, warrant, summons, plea, judgment, sentence, mittimus; case no. Arr. by case no. No index. 4 bundles, 1925-32, 7 x 4 x  $3\frac{1}{2}$ , closet, judges' chamber, first fl., North Andover T.H.; 1 file box, 1932-35, 1937--, 8 x 3 x 14, safe, off. of Cornelius J. Mahoney, rm. 501, Bay State Bldg., 301 Essex St., Lawrence.

## 549. CRIMINAL DOCKET (Case Histories), 1926-35, 1937--. 2 vols.

Name of complainant, defendant; nature, date of offense, plea; returnable date, judicial disposition, case no. Arr. by case no. No index. Hdw. on pr. form. 125 pp. 13 x 11 x  $1\frac{1}{2}$ . 1 vol., 1926-32, closet, judges' chamber, first fl., North Andover T.H.; 1 vol., 1932-35, 1937--, safe, off. of Cornelius J. Mahoney, rm. 501, Bay State Bldg., 301 Essex St., Lawrence.

## 550. CASH BOOK, 1926-35, 1937--. 1 vol.

Receipts from fines, forfeitures of bail; court costs disbursed to state, county, or town: Name of payer or payee; amt., date of income or payment; case no. Arr. by date of transaction. No index. Hdw. 100 pp. 13 x 11 x  $\frac{1}{2}$ .

## 551. WITNESS FEE BOOK, 1926-35, 1937--. 1 vol.

Name, signature of witness; days of service, mileage; amt., date of payment. Arr. by date of payment. No index. Hdw. 200 pp. 12 x  $9\frac{1}{2}$  x  $\frac{3}{4}$ .

John J. Costello, 1935-36.

All records are in the office of John J. Costello, room 827, Bay State Building, 301 Essex Street, Lawrence.

## 552. (ORIGINAL CRIMINAL CASE PAPERS), 1935-36. 1 bundle.

Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index.  $8\frac{1}{2}$  x 3 x 4.



## 553. CRIMINAL DOCKET (Case Histories), 1935-36. 1 vol.

Name of complainant, defendant; nature, date of offense, plea; judicial disposition, case no. Indexed alph. by name of defendant. Hdw. 200 pp.  
12 x 8 x 1.

## 554. CERTIFICATE OF WITNESSES (Service and Fees), 1935-36. 1 vol.

Statements certifying witness fees: Name, signature of witness; days of service, mileage, name of defendant, amt. of fee, date of certificate, docket no. Arr. by date of certification. No index. Hdw. on pr. form. 200 pp.  
12 x 9½ x 1.

Peabody

Benjamin C. Perkins, 1869-75.

All records missing.

Amos Merrill, 1876-1906.

All records are in the basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem; except where otherwise noted, they are in a box marked Dockets of Trial Justice Amos Merrill.

## 555. (ORIGINAL CRIMINAL CASE PAPERS), 1878-1906. 109 bundles. Missing, 1876-77.

Complaint, warrant, summons, plea, judgment, sentence, mittimus; case no. No arr. No index. Condition poor. 4 x 8 x 4.

## 556. (CRIMINAL DOCKET, CASE HISTORIES), 1880-1903. 6 vols. Missing, 1876-79, 1887, 1904-6.

Name of complainant, defendant, witness, arresting officer; nature, date of offense, plea; date of arraignment, judicial disposition, amt. of costs, case no. Arr. by case no. No index. Hdw. on pr. form. 3 vols., 1880-86, writing faded, paper poor. 79 pp. 18 x 4 x ½.

## 557. (SEARCH WARRANTS), 1876-1906. 5 vols.

Authorizations to search premises where stolen goods is allegedly stored: Name of complainant, property owner, searching officer; inventory of seizure, date of issue, warrant no. Arr. by date of issue. No index. 50 pp.  
8 x 7 x ½. Box 18.

## 558. TRIAL JUSTICE CIVIL DOCKET (Case Histories), 1884-90. 1 vol. Missing, 1876-83, 1891-1906.

Names of litigants, attorneys; cause, date of action; amt., date of judgment, execution; case no. Arr. by case no. No index. Hdw. on pr. form. Writing faded, paper poor. 70 pp. 14 x 8 x ½.

## 559. (Cash) RECEIPTS AND EXPENDITURES, 1887-1900. 2 vols. Missing, 1876-86, 1901-6.

Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. on pr. form. Condition poor.  
200 pp. 12 x 10 x 1. Box 18.



560. ACCOUNT BOOK (Receipts and Disbursements), 1876-1906. 19 vols. Receipts from fines, forfeitures of bail; court receipts disbursed to state, county or town: Name of payer or payee; amt., date of income or payment; case no. Arr. by date of payment. No index. Hdw. Writing faded, paper poor. 9 x 6 $\frac{1}{2}$  x 1. 18 vols., 1876-96, box 18; 1 vol., 1897-1906, box marked Benjamin Hall, William Fay, Peabody.

Benjamin G. Hall, 1906-15.

All records are in a box marked Benjamin Hall, William Fay, Peabody, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

561. CRIMINAL CASE RECORDS (Original Papers), 1906-15. 45 bundles. Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index. 8 $\frac{1}{2}$  x 6 x 3 $\frac{1}{2}$ .

562. CRIMINAL DOCKET, FEE BOOK, 1906-15. 5 vols. Case histories: Name of complainant, defendant; nature, date of offense, plea; date of arraignment, judicial disposition, case no. Process, commitment, witness fees; court costs: Name of complainant, defendant, payee; amt., date of payment; case no. Indexed alph. by name of defendant. Hdw. on pr. form. 500 pp. 17 x 13 x 2 $\frac{1}{2}$ .  
See also entry 565.

563. (JUVENILE DOCKET), 1906-15. 1 vol. Name of complainant, delinquent, arresting officer; nature, date of delinquency; returnable date, judicial disposition, case no. Arr. by case no. No index. Hdw. on pr. form. 127 pp. 13 x 11 x 1.

564. RECEIPTS, PAYMENTS, 1906-15. 4 vols. Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. on pr. form. 200 pp. 12 x 9 x 1 $\frac{1}{2}$ .

565. WITNESS FEE BOOK, 1907-15. 1 vol. Missing, 1906. Statements certifying witness fees: Name, signature of witness; days of service, mileage; amt., date of payment; date of certificate, docket no. Arr. by date of certificate. No index. Hdw. on pr. form. 400 pp. 12 x 9 x 1 $\frac{1}{2}$ .  
See also entry 562.

566. (REQUISITIONS FOR PAYMENT OF WITNESS FEES), 1914. 1 vol. Missing, 1906-13, 1915. Orders upon county treasurer to pay witness fees: Name of witness; amt., date of requisition. No arr. No index. Hdw. on pr. form. 100 pp. 12 x 4 x 1 $\frac{1}{2}$ .





William H. Fay, 1915-18.

All records are in a box marked Benjamin Hall, William Fay, Peabody, basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

567. CRIMINAL CASE RECORDS (Original Papers), 1915-18. 8 bundles, 12 file boxes.

Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index. Bundles,  $8\frac{1}{2} \times 6 \times 3\frac{1}{2}$ ; file boxes,  $6 \times 4 \times 12$ .

568. CRIMINAL DOCKET (Case Histories), 1915-18. 4 vols.

Name of complainant, defendant, arresting officer; nature, date of offense, plea; returnable date, judicial disposition, amt. of costs, case no. Arr. by case no. Hdw. on pr. form. 300 pp.  $12 \times 11 \times 1\frac{1}{4}$ .

569. INDEX (Criminal Docket), 1915-18. 1 vol.

Name of defendant, case no. Arr. alph. by name of defendant. Hdw. 100 pp.  $10 \times 8 \times \frac{1}{2}$ .

570. JUVENILE CRIMINAL DOCKET (Case Histories), 1915-18. 1 vol.

Name of complainant, delinquent, arresting officer; nature, date of delinquency, plea; judicial disposition, case no. Arr. by case no. No index. Hdw. on pr. form. 200 pp.  $13 \times 12 \times 1$ .

571. CASH. (Receipts and Expenditures), 1915-18. 1 vol.

Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. on pr. form. 200 pp.  $12 \times 9 \times \frac{1}{2}$ .

572. CERTIFICATE OF WITNESSES (Service and Fees), 1915-18. 1 vol.

Statement certifying witness fees: Name, signature of witness; days of service, mileage, amt. of fee, name of defendant, date of certificate, docket no. Arr. by date of certificate. No index. Hdw. 200 pp.  $12 \times 9 \times \frac{3}{4}$ .

573. (REQUISITIONS FOR PAYMENT OF WITNESS FEES), 1915-18. 1 vol.

Orders upon county treasurer to pay witness fees: Name of witness; amt., date of requisition. Arr. by date of requisition. No index. Hdw. on pr. form. 200 pp.  $12 \times 4 \times \frac{1}{2}$ .

### Rockport

George D. Hale, 1858-67.

All records missing.

Henry Dennis, 1867-75.

All records missing.

Nathaniel F. S. York, 1875-86

All records missing.



Rowley

F. Scott Todd, 1867-1902.

All records are in a box marked Dockets of Trial Justice  
Amos Merrill, basement storeroom, Registry of Deeds and  
Probate Building, 40 Federal Street, Salem.

574. (ORIGINAL CRIMINAL AND CIVIL CASE PAPERS), 1867-1900. 16 bundles.  
Missing, 1901-2.

Criminal: Complaint, warrant, summons, plea, motion, judgment, sentence;  
case no. Civil: Writ, declaration, answer, pleadings, interrogatories,  
judgment, execution; case no. Arr. by date of recording. No index.  
Condition poor.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 2.

575. (CRIMINAL AND CIVIL CASE HISTORIES, RECEIPTS, PROBATED WILLS),  
1874-94. 1 vol. Missing, 1867-73, 1895-1902.

Criminal case histories: Name of complainant, defendant, arresting officer;  
nature, date of offense, plea; judicial disposition, amt. of costs, docket  
no. Civil case histories: Names of litigants; cause, date of action; amt.,  
date of judgment, execution; docket no. Receipts: Name of payer; amt.,  
source, date of income. Probated wills: Name of testator; date of hearing,  
appointment; name of surety, amt. of bond, date of inventory. Arr. chron.  
No index. Hdw. Writing faded, paper poor. 145 pp.  $9$  x  $7$  x  $\frac{1}{2}$ .

George B. Blodgetts, 1902-5.  
All records missing.

Salem

Nathaniel J. Holden, 1874-77. (Juvenile cases only.)  
All records missing.

Salisbury

George Turner, 1858-64.  
All records missing.

Benjamin Evans, 1865-68.  
All records missing.

George W. Cate, 1868-75.  
All records are in a trunk, basement storeroom, Registry  
of Deeds and Probate Building, 40 Federal Street, Salem.

576. (ORIGINAL CRIMINAL CASE PAPERS), 1868-85. 28 bundles.  
Original papers filed in criminal cases tried by justice Cate in Amesbury,  
1873-85; Salisbury, 1868-75: Complaint, warrant, summons, plea, judgment,  
sentence; case no. Arr. by case no. No index.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 5.



577. CRIMINAL DOCKET (Case Histories), 1869-85. 7 vols. Missing, 1868.

Case histories of trials by justice Cate in Amesbury, 1873-85; Salisbury, 1868-75: Name of complainant, defendant, arresting officer; nature, date of offense, plea; returnable date, judicial disposition, case no. Arr. by case no. No index. Hdw. on pr. form. 350 pp. 12 x 11 x 1.

578. RECORD OF (Court) COSTS (and Fees), 1868-83. 7 vols. Missing, 1870-74, 1884-85.

Court costs and fees in criminal cases tried by justice Cate in Amesbury, 1873-85; Salisbury, 1868-75: Name of defendant, recipient; date of hearing; amt., source, date of income or payment; docket no. Indexed alph. by name of defendant. Hdw. on pr. form. 200 pp.  $13\frac{1}{2}$  x  $8\frac{1}{2}$  x  $\frac{1}{2}$ .

### Saugus

Elijah P. Robinson, 1858-68.  
All records missing.

Augustus B. Davis, 1868-71.  
All records missing.

George M. Amerige, 1872-1904.

579. (ORIGINAL CRIMINAL CASE PAPERS), 1892-1904. 17 bundles. Complaint, warrant, summons, plea, judgment, sentence; case no. Arr. by case no. No index. Condition poor.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 3. Box, bsmt. strm., Registry of Deeds and Probate Bldg., 40 Federal St., Salem.

William E. Ludden, 1905-14, 1917-35.

(For records, 1914-17, see entries 590-594.)

All records are in the basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem; except where otherwise noted, they are in the box marked Cases Tried by Trial Justice William E. Ludden, Saugus.

580. (ORIGINAL CRIMINAL CASE PAPERS), 1905-14, 1917-35. 54 bundles. Complaint, warrant, summons, plea, judgment, sentence, mittimus; case no. Arr. by case no. No index.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 4.

581. (CRIMINAL DOCKET, CASE HISTORIES), 1905-14, 1917-35. 18 vols. Name of complainant, defendant, arresting officer; nature, date of offense, plea; judicial disposition, amt. of costs, case no. Indexed alph. by name of defendant. Hdw. on pr. form. 125 pp. 12 x 11 x 1. Box 6.

582. (JUVENILE DOCKET, CASE HISTORIES), 1906-14, 1917-35. 2 vols. Missing, 1905.

Name of complainant, delinquent, arresting officer; nature, date of delinquency; judicial disposition, amt. of costs, case no. Indexed alph. by name of delinquent. Hdw. on pr. form. 125 pp. 12 x 11 x 1. Box 6.





583. CIVIL DOCKET (Case Histories), 1905-11. 1 vol. Missing, 1912-14, 1917-35.

Names of litigants; cause, date of action; amt., date of judgment, execution; case no. Indexed alph. by name of plaintiff. Hdw. on pr. form. 75 pp. 14 x  $8\frac{1}{2}$  x  $\frac{1}{2}$ .

584. (RECEIPTS AND EXPENDITURES), 1905-14, 1927-35. 3 vols. Missing, 1917-26.

Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. on pr. form. 175 pp.  $13\frac{1}{2}$  x 11 x  $\frac{3}{4}$ .

585. CASH (Bail) BOND RECEIPT BOOK, 1913-14. 1 vol. Missing, 1905-12, 1917-35.

Cash bail deposited in lieu of surety: Name of defendant, surety; amt., date of deposit; signature of trial justice, case no. Arr. by date of deposit. No index. Hdw. on pr. form. 150 pp. 11 x 4 x  $\frac{1}{2}$ .

586. (SECURITIES DEPOSITED FOR BAIL), 1905-14. 1 vol. Missing, 1917-35.

Securities deposited in lieu of surety: Name, address of surety; description, amt. of bail; date of deposit, name of defendant, nature of offense, returnable date, case no. Arr. by date of deposit. No index. Hdw. on pr. form. 150 pp. 9 x 7 x  $1\frac{1}{2}$ .

587. CERTIFICATE OF WITNESSES (Service and Fees), 1917-35. 1 vol. Missing, 1905-14.

Statements certifying witness fees: Name, signature of witness; days of service, mileage, amt. of fee, name of defendant, date of certificate, docket no. Arr. by date of certificate. No index. Hdw. on pr. form. 200 pp. 12 x 9 x 1.

588. (REQUISITIONS FOR PAYMENT OF WITNESS FEES), 1905-14. 1 vol. Missing, 1917-35.

Orders upon county treasurer to pay witness fees: Name of witness; amt., date of requisition; signature of trial justice. Arr. by date of requisition. No index. Hdw. on pr. form. 50 pp. 12 x 3  $\frac{3}{4}$  x  $\frac{1}{2}$ . Box 14.

589. WITNESS (Fee) RECEIPTS, 1905-13. 1 vol. Missing, 1914, 1917-35. Name, signature of witness; amt., date of payment; docket no. Arr. by date of payment. No index. Hdw. on pr. form. 200 pp. 12 x  $8\frac{1}{2}$  x 1.

Maurice F. Cunningham, 1914-17.

All records are in the basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem; except where otherwise noted, they are in the box marked Cases Tried by Trial Justice Maurice F. Cunningham, Saugus.

590. CRIMINAL CASE RECORDS (Original Papers), 1914-17. 5 bundles. Complaint, warrant, summons, plea, judgment, sentence, mittimus; case no. Arr. by case no. No index.  $8\frac{1}{2}$  x  $3\frac{1}{2}$  x 6.



## 591. (CRIMINAL DOCKET, CASE HISTORIES), 1914-17. 1 vol.

Name of complainant, defendant, arresting officer; nature, date of offense, plea; judicial disposition, amt. of costs, case no. Indexed alph. by name of defendant. Hdw. on pr. form. 125 pp. 12 x 11 x 1. Box 6.

## 592. JUVENILE CRIMINAL (Case Histories), 1914-17. 1 vol.

Name of complainant, delinquent, arresting officer; nature, date of delinquency, plea; judicial disposition; case no. Indexed alph. by name of delinquent. Hdw. on pr. form. 200 pp. 12 x 10 x 1.

## 593. RECEIPTS, EXPENDITURES, 1914-17. 1 vol.

Receipts: Name of payer; amt., source, date of income; docket no. Expenditures: Name of payee; amt., accounting, date of payment; docket no. Arr. by date of transaction. No index. Hdw. on pr. form. 175 pp. 13½ x 11 x 3/4.

## 594. CERTIFICATE OF WITNESSES (Service and Fees), 1914-17. 1 vol.

Statements certifying witness fees: Days of service, mileage, amt. of fee; name of complainant, defendant; name, signature of witness; date of certificate, docket no. Arr. by date of certificate. No index. Hdw. on pr. form. 200 pp. 12 x 9 x 1. Box marked Cases Tried By Trial Justice William E. Ludden, Saugus.

Charles E. Flynn, 1935--.

All records are in the vault, police department office,  
Fire and Police Building, Woodbury Avenue, Saugus.

## 595. CRIMINAL DOCKET (Case Histories), 1936--. 1 vol.

Name of complainant, defendant; nature, date of offense; judicial disposition, date of trial, case no. Arr. by case no. No index. Hdw. 250 pp. 17 x 10 x 1.

## 596. (Original) COMPLAINTS, 1936--. 6 file boxes.

Name of complainant, defendant; nature, date of complaint; certification of process officer, case no. Arr. by case no. No index. 16 x 11 x 5.

## 597. TRIAL LIST (Court Calendar), 1936--. 50 sheets.

Name of offender, names of attorneys, offense charged, date of trial. Arr. by week. No index. 11 x 8½.

## 598. ACCOUNT BOOK (Receipts and Disbursements of Fines, Forfeited Bail, Court Costs), 1936--. 1 vol.

Receipts from fines, forfeitures of bail; court receipts disbursed to state, county, or town: Name of payer or payee; amt., date of income or payment. Arr. by date of transaction. No index. Hdw. 200 pp. 14 x 9 x 1½.

## 599. WITNESS BOOK (Service and Fees), 1936--. 1 vol.

Statements certifying witness fees: Name, signature of witness; days of service, mileage, amt. of fee, name of defendant, date of certificate, docket no. Arr. by date of certificate. No index. Hdw. on pr. form. 200 pp. 12 x 9 x 1.

West Newbury

Nehemiah F. Emery, 1858-64.

All records missing.



## XXIV. COURT RECORDS OF UNDETERMINED ORIGIN

The court records in the following section of the inventory are of undetermined origin for two reasons: first, most of the records were found in wooden boxes in the cellar of the Registry of Deeds and Probate Building in Salem, covered with dust, unlabeled and without a semblance of sequence; second, the content of the records on inspection gave rise to reasonable doubt of their origin. It seems likely, however, that the records were originally kept by some trial justice or justices and deposited in this building instead of being placed in the custody of the clerk of the superior court as required by statute.

All records are in the basement storeroom, Registry of Deeds and Probate Building, 40 Federal Street, Salem.

## Criminal Cases

## 600. CRIMINAL DOCKET, FEE BOOK (Case Histories and Fees), 1888-1904.

2 vols.

Case histories: Name of plaintiff, defendant; nature, date of offense, plea; judicial disposition, case no. Fees: Name of case, officer, witness; days of service, mileage; amt., date of payment; signature of recipient. Arr. chron. No index. Hdw. on pr. form. 400 pp. 17 x 12 x 2. Box 58.

## 601. CRIMINAL DOCKET (Case Histories), 1878-88. 3 vols.

Name of complainant, defendant; nature, date of offense; judicial disposition, general remarks, case no. Arr. by case no. No index. Hdw. on pr. form. 150 pp. 13½ x 9 x 3/4. Box 86.

## 602. DOCKET (Juvenile Case Histories), 1881-1906. 1 vol.

Name of complainant, delinquent; nature, date of delinquency; name of process officer, court costs, judicial disposition, general remarks, case no. Arr. by case no. No index. Hdw. on pr. form. 71 pp. 10½ x 8 x 3/4. Box 58.

## 603. SEARCH WARRANTS FOR LIQUOR, 1900-1906. 1 vol.

Warrants issued: Name, address of suspect; description, location of premises; inventory, date of seizure; warrant no. Arr. by warrant no. No index. Hdw. 200 pp. 8 x 6 x 2. Box 88.

## Civil Cases

## 604. CIVIL DOCKET (Case Histories), 1898-1904. 1 vol.

Names of litigants; cause, date of action; amt., date of judgment, execution; general remarks, case no. Arr. by case no. No index. Hdw. on pr. form. 150 pp. 13½ x 9 x 3/4. Box 58.

## Receipts, Apportionments, and Expenditures

605. (RECEIPTS AND APPORTIONMENTS OF FINES, COSTS, AND FEES), 1888-1906.  
3 vols.

Receipts: Name of defendant; amt., source, date of income. Apportionments: Name of recipient; amt., accounting, date of payment. Arr. by date of transaction. No index. Hdw. on pr. form. 150 pp. 10 x 11 x 1.





606. CERTIFICATE OF WITNESSES (Service and Fees); 1906-29: 2 vols. Name, signature, address of recipient; days of service, mileage; amt., date of payment. Arr. chron. No index. Hdw. on pr. form. 200 pp. 9 x 12 x 1. Box 2.

607. NOTARY BOOKS (Record of Protested Notes, Drafts, Checks), 1862-90. 6 vols. Protests for nonpayment of notes, drafts, checks: Name of payer, payee; amt. of principal, interest, costs; statement of previous notification, certification date of protest. Arr. by date of protest. No index. Hdw. on pr. form. 200 pp. 8 x 10 x 1 $\frac{1}{4}$ . Box 9.

## XXV. DISTRICT ATTORNEY

Before Massachusetts was divided into districts in 1832 (Acts and Resolves of Massachusetts, 1832, Ch. 130, Sec. 9), there were county attorneys throughout the commonwealth. In 1807 it had been decreed that the:

Attornies for the Commonwealth, in the several counties, shall be appointed, commissioned and sworn, in the same manner as the Attorney-General and the Solicitor-General are; and it shall be the duty of said County Attornies, within their proper counties, to appear and act in behalf of the Commonwealth, and of their said counties respectively, in all cases in which the Commonwealth or a County may be a party, in the Courts of Common Pleas, the Municipal Court, and the Supreme Judicial Court, in the absence of the Attorney-General and Solicitor-General, and in such other prosecutions in behalf of the Commonwealth, as may be pointed out to them by instructions from the Attorney-General, or Solicitor-General. (Ibid., 1807, Ch. 18, Sec. 1.)

Repealed in 1809 (Ibid., 1809, Ch. 31), this act was revived in 1811 (Ibid., 1811, Ch. 10).

In 1832, for the better administration of criminal justice, the several counties were grouped into four districts, Essex and Middlesex Counties forming the northern district. (Ibid., 1832, Ch. 130, Sec. 9.) The same act required a resident attorney to be appointed for each district by the governor and council. Such district attorneys were to serve five-year terms, unless sooner removed by the governor and council. (Ibid., Sec. 10.) It was the duty of the district attorneys to appear and act for the commonwealth in all civil or criminal cases arising within their respective districts in the courts of common pleas and the supreme judicial court in which the commonwealth was "a party to the record, or interested in." (Ibid., Sec. 9.) They performed, within their respective districts, all the duties which the attorney-general or the solicitor-general had hitherto been obliged by law to perform, except those specifically required to be performed by the attorney-general, and aided "the Attorney-General in the duties so required of him in their several districts." (Idem.)



Essex County was made a separate district, the eastern, in 1848, with a district attorney appointed by the governor and council. (Ibid., 1848, Ch. 16, Secs. 1-3.) In 1856 it was provided that the district attorney should be chosen by ballot every three years. (Ibid., 1856, Ch. 173, Secs. 1, 5.) The justices of the supreme judicial court, or a majority of them, were empowered to remove him from office (Ibid., Sec. 7), and the governor and council were granted authority, in case of vacancy, to appoint some other person. (Ibid., Sec. 8.) Today Essex County constitutes one of the eight districts in the state served by a district attorney. The term of office of the district attorney was extended to four years in 1919, and became effective in 1922. (Ibid., 1919, Ch. 269.) At present there are four assistant district attorneys in the district appointed by the district attorney, the fourth being appointed in 1935. (Ibid., 1935, Ch. 433, Secs. 1, 2.) Both the district attorney and his assistants, though serving the county, are paid by the commonwealth. (General Laws, Ch. 12, Sec. 15.)

County treasurers are required to advance money to district attorney whenever necessary for the prompt performance of their duties. (Ibid., Sec. 25.) A district attorney may also contract bills in the name of any county within his district such as "...bills for stationery, experts, travel outside of the commonwealth by witnesses required by the commonwealth in the prosecution of cases, for necessary expenses incurred by himself or by his officers and others under his direction in going outside of the commonwealth for the purpose of searching for, or bringing back for trial persons under indictment in said county, and for such other expenses as may in his opinion be necessary for the proper conduct of his office in the investigation of or preparation and trial of criminal causes; and all such bills shall be paid by the county for the benefit of which they were contracted upon a certificate by the district attorney that they were necessarily incurred in the proper performance of his duty." (Ibid., Sec. 24.)

In addition to the authority conferred upon them in 1832 (Acts and Resolves, 1832, Ch. 130, Sec. 9), district attorneys also have the power to grant authorizations to medical examiners for the performance of autopsies (General Laws, Ch. 38, Secs. 6-8); to "require an inquest to be held in case of any death supposed to have been caused by external means" (Acts and Resolves, 1932, Ch. 118, Sec. 1); and to initiate prosecution of all persons violating any provision of the law relating to the sale and distribution of narcotics (Ibid., 1935, Ch. 112, Sec. 10), and, in certain cases, to commence suits. (General Laws, Ch. 12, Sec. 27.) In short, the district attorneys within their respective districts are the attorneys of the commonwealth in the superior court in all cases, criminal or civil, in which the commonwealth is a party, and, in hearings in the supreme judicial court on all questions of law arising in cases in which they represent the state. In cases of necessity, the district attorney may interfere in criminal prosecutions in the lower district, municipal, or police courts for the furtherance of justice, but in practice most of his activity is confined to the prosecution of major crimes and felonies. ("County Government in Massachusetts," Massachusetts Constitutional Convention, Bulletin 8, Boston, 1917, pp. 328-330.)

In 1931, Mr. Hugh A. Cregg was elected district attorney for the Essex



district and instituted a new system of record keeping for the office. All prior records, with two exceptions (entries 608, 614), were either kept by former district attorneys on leaving office, or destroyed after seven years by consent of the commissioner of public records. Some records of finished cases (entry 609) before 1931 may be found in the criminal papers of the superior court, although no system of permanent recording has been consistently followed in this respect.

Except where otherwise noted, all records are in the district attorney's office, first floor, Superior Court Building, 36 Federal Street, Salem. In addition to the following records, see entry 727.

### Criminal

#### Adult Cases

608. CRIMINAL DOCKETS (Summary of Completed Cases), 1915--. 30 vols. Name of defendant; nature, date of verdict; grounds, date of appeal; case no. Arr. alph. by name of defendant. No index. Hdw. 600 pp. 11½ x 8½ x 3½.

609. FINISHED CASES (Preliminary Investigations), 1931--. 3 file boxes. (1-110).  
Name, address of defendant; nature of offense; prior court, institutional, probation record; names, testimony of witnesses; investigational report of crime; case no. Arr. by case no. 11 3/4 x 14½ x 24.

610. INDEX TO FINISHED CASES, 1931--. 1 file box.  
Name, address of defendant; nature of offense; case no. Arr. alph. by name of defendant. 5 3/4 x 6 3/4 x 15½.

611. PENDING CASES (Preliminary Investigations), 1936--. 1 file box.  
Name, address of defendant; nature of offense, investigational report, pre-trial history, date of trial, case no. No arr. No index. 11 3/4 x 14½ x 24.

612. POLICE REPORTS (Arrests in Criminal Cases), 1931--. 4 bundles, 1 file box.  
Name, address, age of alleged defendant; description of crime, name of arresting officer, date of report. Arr. alph. by name of suspect and by city or town. No index. 4 bundles, 1931-35, 13 x 10 x 3, bsmt. strm., County Comm. Bldg., 34 Federal St.; 1 file box, 1936--., 24 x 11 3/4 x 14½, dist. atty. off., first fl., Superior Ct. Bldg., 36 Federal St.; Salem.

#### Inquests

613. AUTOPSIES AND REPORTS OF MEDICAL EXAMINER, 1931--. 1 bundle, 1 file box.  
Name, address of deceased; probable cause, date of death; autopsy disclosures. Arr. alph. by name of deceased. No index. 11½ x 19 x 26. 1 bundle, 1931, bsmt. strm., County Comm. Bldg., 34 Federal St.; 1 file box, 1932--., dist. atty. off., first fl., Superior Ct. Bldg., 36 Federal St.; Salem.





## Civil

Recognizance Suits

614. (SUITS FOR DEFAULT OF BAIL), 1928--. 4 vols.  
Name of plaintiff, defendant, surety; nature of original offense and plea, judicial disposition, case no. Indexed alph. by name of surety. Hdw. 275 pp. 14 x 8 $\frac{1}{2}$  x 1.

## Correspondence

615. CORRESPONDENCE, 1931--. 3 file boxes.  
Correspondence with police depts., principals in court cases, state attorney general. Arr. alph. by name of correspondent. No index. 11 3/4 x 14 $\frac{1}{2}$  x 24.

## XXVI. MEDICAL EXAMINERS

The office of medical examiner was established in 1877 to replace the coroners who had functioned since 1692. (Acts and Resolves of Massachusetts, 1877, Ch. 200, Sec. 1.) Such officers were appointed for a seven-year term by the governor and council. (Ibid., Sec. 2.) The number of examiners for Essex County was determined by the county commissioners, who divided the county into districts.

In 1898, the governor and council were authorized to appoint associate medical examiners for each district. (Ibid., 1898, Ch. 318, Sec. 1.) These appointees were allowed to perform all the duties of the medical examiners in the absence or disability of the latter. (Ibid., Sec. 2.)

Today Essex County is divided into ten districts for each of which one medical and associate medical examiner is appointed by the governor and council for a seven-year term, "unless for good cause sooner removed." (General Laws of Massachusetts, 1932, Ch. 38, Sec. 1.) Every officer is required to give a \$5000 bond. (Ibid., Sec. 3.) Examiners in Essex County receive seven dollars for every view, thirty dollars for a view and autopsy, five dollars per diem for attendance as witnesses at inquests or in criminal cases in district courts, and travel expenses at the rate of ten cents a mile to and from the place of examination, inquest, or trial. (Ibid., Sec. 4.)

Medical examiners have authority to examine the bodies of such persons as are thought to have died by violence or from undetermined cause or whose death has not regularly been certified by an attending physician. Upon written authorization from the district attorney, mayor or selectmen of the district, city, or town where the body lies, they may perform autopsies in the presence of witnesses whose attendance they may compel by subpoena. If necessary, a medical examiner may cause a physician to be present at an autopsy, or he may employ a chemist for such recompense as he deems reasonable and just. He may also employ a clerk at the rate of two dollars a day to record the results of an examination or autopsy. (Ibid., Sec. 6.)



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No embalming fluid or any substitute for it may be injected into the body of a person thought to have met a violent death, unless a permit signed by a medical examiner has been obtained. (Ibid., Sec. 14.) After an examination or autopsy the medical examiner is required to deliver the body, upon application, to the husband or wife, to the next of kin or to any friend of the deceased. If a corpse remains unidentified or unclaimed for forty-eight hours, the medical examiner may deliver it for burial to the board of welfare of the town where found. (Ibid., Sec. 15.)

Upon application medical examiners and associate examiners are required to view the body and make personal inquiry concerning the death of any person whose body is intended for cremation, and may authorize such cremation only when certain that no further examination or judicial inquiry is necessary. (Ibid., Sec. 16.)

Medical examiners do not keep separate records but are required, on or before the first of March, to forward to the state secretary certified copies of the records of all deaths investigated by him during the preceding year, and, within sixty days after the expiration of his term, to make returns for so much of the year as he held office. (Ibid., Sec. 20.) Reports of autopsies, along with the results of personal inquiry, are required to be filed with the district attorney, and if criminality is suspected, copies must be filed with the justice of the district court having such jurisdiction, or with a trial justice. In all cases notification must be sent to the town clerk or registrar of the place in which the death occurred. (Ibid., Sec. 7.) For records relating to functions of medical examiners in Essex County, see entries 112, 193a-195, 232, 233, 263, 297, 341, 342, 380, 381, 416, 450, 471, 613, 694, 698, 728, 729, 1378.

XXVII. SHERIFF - JAILS AND HOUSES OF CORRECTION -  
JAIL AND HOUSE OF CORRECTION - Salem

The office of sheriff traces its origin to colonial days. A sheriff or marshal, as he was then called, was first mentioned in 1636 when it was voted:

...that the marshall hath no right to bee in the Courte, (viz.,) when it is private for consultation. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., Boston, 5 vols., 1853-54, I, 189.)

A comprehensive view of the marshal's duties is given in the marshal's oath, drawn up in 1647. (Ibid., II, 199.) Among his more important responsibilities were the collection of tonnage (Ibid., p. 134) and "ye execution of all warrants from ye Treasurer within two months after ye date and delivery thereof unto him." (Idem.) He was authorized in 1647 upon refusal of any party to pay legitimate fines of assessments:

...to breake open ye dore of any house or place, or of any chest, or place where he shall have notice that any goods lyable to such



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levy or execution shalbe.... (Ibid., p. 204);

and, in 1650, to require the assistance of any person in the execution of a difficult charge. (Ibid., III, 200.)

In 1692, the sheriff became a servant of their majesties the King and Queen (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, Boston, 21 vols., 1869-1922, I, Ch. 35), appointed by the governor and council. (Ibid., Charter, p. 12.) Throughout the provincial period, he continued to be an important county official, and was exempted from all military training (Ibid., 1693, Ch. 3, Sec. 12) and from keeping watch. (Ibid., 1699, Ch. 10, Sec. 2.) In 1699:

...the custody, rule, keeping and charge of every of the King's common gaols, prisons and prisoners in the same, in the county where he is sheriff, during the time of his office, to be held and kept by himself or his lawful deputy or underkeeper for whom the sheriff shall be answerable....

was entrusted to him. This was in addition to his court duties (Ibid., 1693, Ch. 6, Sec. 3; 1699, Ch. 1, Sec. 4; Ch. 2, Sec. 4; Ch. 3, Sec. 5), his duties as law enforcement officer (Ibid., 1698, Ch. 20; 1700, Ch. 14, Sec. 1; 1710, Ch. 6, Sec. 5; Ch. 11, Sec. 4; 1711, Ch. 6, Secs. 1, 2), and his functions under the taxation system. (Ibid., 1694, Ch. 27, Sec. 5; 1696, Ch. 3, Sec. 1.)

When Massachusetts became a commonwealth in 1780, the constitution provided for the appointment of the sheriff by the governor and council. (Constitution of Massachusetts, Part II, Ch. 2, Sec. 1, Art. 9.) The method of filling the office was unchanged until 1855 when a constitutional amendment was adopted, which was embodied in a law of 1856. (Amendment to Constitution, XIX.) The law provided that henceforth a sheriff should be elected by the voters of the county every three years. (Acts and Resolves of Massachusetts, 1856, Ch. 173, Sec. 1.) In 1913 the term was extended to five years and in 1919 to the present term of six years. (Ibid., 1913, Ch. 835, Sec. 388.) The act of 1919, however, did not go into effect until 1926. (Ibid., 1919, Ch. 269, Sec. 26.)

Since 1783, the sheriff has had authority to appoint deputies, for whose official acts he is answerable. (Ibid., Sec. 3; Acts and Resolves, 1783, Ch. 44, Sec. 1.) It is his duty to serve and execute, either himself or by some one of his deputies, all precepts lawfully issued to him and any other process required by law to be served by an officer. (General Laws of Massachusetts, 1932, Ch. 37, Sec. 11.) He likewise has custody and control of the jails and houses of correction within his county, except in Suffolk County, and is required: "To keep the same himself or by his deputy as jailer, master or keeper, and shall be responsible for them." (Ibid., Ch. 126, Sec. 16.) Today the sheriff has fourteen deputies, and two masters.

In 1859, he was required to attend all county sittings within his county, including meetings of the county commissioners whenever the commissioners so required. (Ibid., 1859, Ch. 257, Sec. 3.) He may be represented by any one of his deputies. (General Laws, 1932, Ch. 37, Sec. 16.) Provisions





were made in 1880 for the appointment, by the sheriff, of a special sheriff. (Acts and Resolves, 1880, Ch. 167.) This officer is required to be sworn and to give bond. (General Laws, 1932, Ch. 37, Sec. 4.) The special sheriff has all the authority of a sheriff and, upon vacancy in the office of sheriff or upon the latter's absence or disability, serves in his stead. (Ibid., Sec. 4, 5.)

Annually, on or before October fifteenth, the sheriff returns to the state director of the division of accounts, a sworn statement of all money received by him as sheriff, designating the sources from which received and the amounts received as fees in civil and criminal processes. He likewise reports the number of days' attendance upon the courts of the county commissioners, and upon more than one of said tribunals simultaneously. (Ibid., Sec. 22; Acts and Resolves, 1936, Ch. 31, Sec. 2.) To the commissioners of correction, he makes annual report of the salaries of prison officials, the number of prisoners and the cost of their support, and such details relative to the prison management and discipline as may be required from him. (General Laws, 1932, Ch. 27, Sec. 10.)

Jails and houses of correction "shall be considered one and the same institution ... in the several counties" (Acts and Resolves, 1859, Ch. 249, Sec. 1.) The sheriff may act as master or keeper of the institution or may appoint someone to act in that capacity. The jail is for the detention of persons charged with crime and committed for trial, or committed to secure their attendance as witnesses in trial or criminal cases or committed pursuant to a sentence upon conviction of crime. (General Laws, Ch. 126, Sec. 4.) The house of correction, however, is for the safe-keeping, correction, government and employment of offenders committed thereto by the courts and magistrates of the commonwealth and the United States. (Ibid., Sec. 8.)

The first jail in Salem was built in 1668. It was used until 1684 when it was replaced by another building near the corner of Federal and Saint Peter Streets. (Arrington, Benjamin, F., Municipal History of Essex County, 4 vols., N. Y., 1922, I, 49.) The Essex County Jail and House of Correction was constructed in 1813 of native granite on the present site at 15 Saint Peter Street. In 1884 the building was enlarged by the addition of a brick annex. The daily roster of the institution averages about one hundred and thirty prisoners, although there are accommodations capable of housing two hundred.

All records are in the Essex County Jail and House of Correction, 15 Saint Peter Street, Salem; except where otherwise noted, they are in the attic. In addition to the following records, see entries 1023-1025, 1030, 1031, 1034, 1058-1060, 1075, 1094, 1103, 1149, 1150, 1152, 1157, 1160, 1161, 1164, 1172, 1179, 1225, 1235, 1276, 1287-1319, 1322, 1331, 1333, 1337, 1402.

#### Commitments

616. MITTIMUS (Jail Commitments), 1849--. 150 file boxes. Prior records destroyed.

Authorizations of commitment: Name, prison no. of inmate; nature, date of offense; term of sentence, court of jurisdiction, date of commitment. Arr. by date of commitment. No index. 4 x 8 x 9. 60 file boxes, 1849-1924, attic; 60 file boxes, 1925-31, strm. closet, second fl.; 30 file boxes, 1932--., bookcase, reception rm., first fl.



Sheriff - Jails and Houses of Correction - Jail and House of Correction - Salem - Record of Inmates (617-624)

617. MITTIMUS (House of Correction Commitments), 1849--. 128 file boxes. Prior records destroyed.

Authorizations of commitment: Name, prison no. of inmate; nature, date of offense; term of sentence; court, date of commitment. Arr. by date of commitment. No index. 4 x 8 x 9. 79 file boxes, 1849-1931, strm. closet, second fl.; 49 file boxes, 1932--, bookcase, reception rm., first fl.

618. (COMMITMENTS FOR UNPAID TAXES), 1935--. 1 file box. System estab. 1935.

Authorizations of commitment for nonpayment of taxes: Name, address of debtor; amt. of unpaid taxes, constable's fee; amt., date of fine; date, duration of commitment. Arr. by date of commitment. No index. 8 x 4 x 7. Safe, sheriff's off., first fl.

619. RECORD OF PRISONERS COMMITTED FOR NONPAYMENTS OF FINES, 1911--. 4 vols. System estab. 1911.

Name, prison no. of inmate; date of commitment, amt. of fine. Arr. alph. by name of inmate. No index. Hdw. 200 pp. 15 x 8 x 1. Bookshelf, sheriff's off., first fl.

#### Record of Inmates

620. RECORD OF PRISONERS IN SALEM, 1820--. 17 vols.

Name, address, age, color, sex, height, marital status, birthplace, education, previous occupation, prison no. of inmate; names, birthplaces of parents; nature of offense, court of jurisdiction, term of sentence; date of imprisonment, discharge; remarks. Arr. by date of imprisonment. Hdw. 300 pp. 20 x 14 x 2. Reception rm., first fl.

621. INDEX TO RECORD OF PRISONERS, 1820--. 4 vols. Missing, 1861-80.

Name, prison no. of inmate; vol. and p. ref. Arr. alph. by name of inmate. Hdw. 700 pp. 13 x 9 x 3. Reception rm., first fl.

622. DAILY RECORD BOOK (Deaths, Burials, Escapes, Solitary Confinements, Transfers), 1866-94. 2 vols.

Memoranda of prison deaths, burials, escapes, solitary confinements, transfers to Danvers state hospital. Arr. by day. No index. Hdw. 145 pp. 10 x 8 x 1/2.

623. PRESENT INMATES (Case Histories), 1908--. 1 file box. System estab. 1908.

Name, alias, prison no., address, birthplace, age, marital status, previous occupation of prisoner; nature, date of offense; court of jurisdiction, term of sentence, date of commitment. Arr. alph. by name of inmate. No index. 10 x 8 x 4. Desk, sheriff's off., first fl.

624. EXPIRED TERM (Case Histories), 1908--. 33 file boxes. System estab. 1908.

Name, alias, prison no., address, birthplace, age, marital status, previous occupation of prisoner; nature, date of offense; court of jurisdiction, term of sentence; date of commitment, discharge; time deducted for good behavior, personal belongings returned. Arr. alph. by name of prisoner. No index. 8 x 15 x 14. Reception rm., first fl.



Sheriff - Jails and Houses of Correction - Jail and House of  
Correction - Salem - Convict Labor Payments

(625-633)

625. RELEASES ON PERMIT STUBS (Discharges), 1883-1908. 6 vols.  
Name, prison no. of inmate; nature of offense, term of sentence, time deducted for good behavior; no., date of release; remarks. Arr. by date of release. No index. Hdw. 86 pp. 5 x 8 x 1½.

626. PHYSICIAN'S SICK LIST, 1897--. 31 vols. Missing, 1903-4, 1907-15.  
Doctor's report: Name of inmate; type, date of treatment; kind, quantity of medicine prescribed. Arr. by date of treatment. No index. Hdw. 400 pp. 9 x 5½ x 1.

627. RECORD OF PHYSICAL EXAMINATION (upon Admission), 1918--. 13 vols.  
System estab. 1918.  
Name of inmate; result, date of examination. Arr. alph. by name of inmate. No index. Hdw. 500 pp. 11 x 13 x 3. Shelf, sheriff's off., first fl.

Convict Labor Payments

628. NONSUPPORT BOOK (Payments for Dependents of Nonsupport Prisoners), 1911--. 2 vols.  
Compensatory payments to probation officer for labor of nonsupport prisoners: Name of inmate; no., relationship of dependents; amt., date of payment; name of court. Arr. by date of payment. No index. Hdw. 200 pp. 12 x 9 x 1. Safe, sheriff's off., first fl.

629. (Working-Out of) FINES AND COSTS, 1855-94. 2 vols.  
Compensatory convict labor for payment of court costs and fines: Name of prisoner; total amt. of fine, costs; amt., date of payment transferred to treasurer. Arr. by date of payment. No index. Hdw. 500 pp. 14 x 10 x 2.

Receipts  
(See also entry 640.)

630. PETTY CASH (Miscellaneous Receipts), 1901-4. 1 vol.  
Cash received from fines, sale of junk, barrels, bones; rent from tenants on jail property: Amt., source, date of income. Arr. by date of income. No index. Hdw. 100 pp. 6 x 3 x 1.

631. RENT RECEIPT STUBS (Tenants of Jail Property), 1898-1905. 1 vol.  
Name of tenant, location of property, amt. of rent paid, date of receipt. Arr. by date of receipt. No index. Hdw. 75 pp. 10 x 10 x 1.

632. ITEMIZED RECEIPTS (Materials, Food, Supplies), 1906-7. 1 vol.  
Name of payee; kind, quantity of merchandise; amt., date of payment; date of receipt. Arr. by date of receipt. Hdw. on pr. form. 150 pp. 16 x 9 x 3.

633. INDEX TO ITEMIZED RECEIPTS, 1906-7. 1 vol.  
Name of payee, p. ref. Arr. alph. by name of payee. Hdw. 100 pp. 14 x 8 x ¼.





634. MONEY BOOK (Prisoner's Money Held for Safekeeping), 1891-1903.  
3 vols.

Name of inmate; amt., date of receipt, refund. Arr. alph. by name of inmate.  
No index. Hdw. 200 pp. 12 x 9 x 1.

635. RECEIPTS (for Prisoners' Personal Belongings), 1899-1911. 10 vols.  
Date of receipt, description of articles, signature of prisoner. Arr. by  
date of receipt. No index. Hdw. 300 pp. 10 x 8 x 1½.

Expenditures

(See also entries 13, 131, 701, 731-734.)

636. JOURNAL OF PURCHASES, 1884--. 5 vols. Missing, 1893-1901, 1910-13.  
1902-9 in Correspondence and Receipted Bills, entry 649.

Expenditures for food, medicine, fuel, light, maintenance, supplies: Name  
of payee; quantity, cost, date of purchase. Indexed alph. by name of payee.  
Hdw. 150 pp. 10 x 8 x ½. 1 vol., 1884-92, attic; 4 vols., 1914-- , bookcase,  
reception rm., first fl.

637. (Purchase) LEDGER, 1914--. 5 vols. Prior records destroyed.  
Summary of purchases: Name of contractor; rate, total cost, description of  
merchandise; date of purchase. Arr. by date of purchase. No index. Hdw.  
275 pp. 14 x 9 x 1. Bookcase, reception rm., first fl.

638. EXPENSES FOR THE SUPPORT OF PRISONERS AT ESSEX COUNTY JAIL AND  
HOUSE OF CORRECTION (Individual Maintenance Accounts), 1895--.  
4 vols. Prior records destroyed.

Individual maintenance: Name of prisoner; amt. expended for provisions, fuel,  
medicine, bedding, instructions. Contain: Expenditures (Statutory Allow-  
ances to Discharged Prisoners), entry 639. Arr. by date of expenditure.  
No index. Hdw. 400 pp. 15 x 10 x 2. Bookcase, reception rm., first fl.

639. EXPENDITURES (Statutory Allowances to Discharged Prisoners), 1922--.  
1 vol. 1895-- also in Expenses for the Support of Prisoners at  
Essex County Jail and House of Correction (Individual Maintenance  
Accounts), entry 638. System estab. 1922.

Statutory allowances to discharged prisoners: Name of recipient; amt., date  
of payment. Arr. by date of payment. No index. Hdw. 350 pp. 16 x 12 x 2.  
Safe, sheriff's off., first fl.

640. (FEDERAL AND STATE ALLOWANCES FOR SUPPORT OF PRISONERS), 1880-1907.  
3 vols.

Receipts and disbursements of money received from federal and state govern-  
ments for lodging and clothing of prisoners. Receipts: Name of prisoner;  
amt., date of income. Disbursements: Name of payee; amt., date of payment.  
Arr. by date of transaction. No index. Hdw. 215 pp. 10 x 8 x ½. 1 vol.,  
1880-95, attic; 2 vols., 1895-1907, reception rm., first fl.

641. PETTY CASH BOOK (Miscellaneous Expenditures), 1889-1901. 2 vols.  
Name of payee, purchased article; date paid, person authorizing payment.  
Arr. by date of expenditure. No index. Hdw. 300 pp. 5 x 12 x 1.



## 642. CANCELED CHECKS, 1903-6. 1 vol.

Name of payee; amt.; no., date of check; name of bank, certification of payment. Arr. by date of check. No index. Hdw. on pr. form. 100 pp. 8 x 5 x  $\frac{1}{4}$ .

## Reports

(See also entries 1000, 1019.)

## 643. RETURNS TO THE PRISON COMMISSIONER OF STATE HOUSE (Sheriff's Monthly Report), 1880--. 7 file boxes, 1 bundle.

Name, address, age, sex, birthplace, schooling, previous occupation, registration no. of prisoner; names, birthplaces of parents; nature of offense, date of arrest, sentence imposed, date of report. Arr. by date of report. No index. 7 file boxes, 1880-1907, 1909--, 20 x 20 x 20; 1 bundle, 1908, 12 x 3  $\frac{3}{4}$  x 2.

## Miscellaneous

(See also entry 22.)

## 644. NUMBER OF PRISONERS IN JAIL AND HOUSE OF CORRECTION AT SALEM, 1878--. 4 vols. System estab. 1878.

Numerical summary of males and females: No. sentenced, not sentenced; date of summary. Arr. by date of summary. No index. Hdw. 150 pp. 12 x 8 x 1. Shelf, reception rm., first fl.

## 645. NAMES OF MALE PRISONERS AND WHERE LOCATED, 1897--. 11 vols. Missing, 1903.

Name, cell and prison no. of inmate; date of imprisonment, discharge. Arr. alph. by name of inmate. No index. Hdw. 350 pp. 14 x 9 x  $1\frac{1}{4}$ . 3 vols., 1897-1902, attic; 8 vols., 1904--, bookcase, reception rm., first fl.

## 646. VISITORS' BOOK, 1921--. 16 vols. Prior records destroyed.

Name of prisoner, date of visit; signature, address of visitor. Arr. by date of visit. No index. Hdw. 400 pp. 9 x  $5\frac{1}{2}$  x 1. Bookcase, reception rm., first fl.

## 647. (CHART OF OCCUPATION OF CELLS), 1937--. 1 sheet. Prior records destroyed.

Diagram of numbered cells marked by cross as filled. Mounted, black-and-white. 12 x 4. Sheriff's off., first fl.

## 648. BREAD BOOKS (Quantity Consumed), 1877-99. 1 vol.

No. of prisoners; no. of loaves of bread usually consumed, no. of extra loaves, total no. of pounds. Arr. by day. No index. Hdw. 200 pp. 16 x 8 x 1.

## 649. CORRESPONDENCE AND RECEIPTED BILLS, 1902-9. 4 file boxes.

General correspondence. Contain: Journal of Purchases, entry 636. Arr. alph. by name of correspondent. No index. 12 x  $11\frac{1}{2}$  x 3.



## XXVIII. JAIL AND HOUSE OF CORRECTION - Lawrence

A jail and house of correction was built at Lawrence in 1853 at a cost of one hundred thousand dollars. (Arrington, B. F., Municipal History of Essex County, 4 vols., New York, 1922, I, 49.) Many additions have been made to the original building so that it can accommodate over two hundred prisoners at the present time. One jailmaster assists the sheriff in the administration of the institution.

The major records of this institution date from the beginning of its service in 1854. (Entries 650, 651, 652, 654.) Most of its other records are currently kept for the sheriff's and master's convenience but, in some instances, records have been consistently recorded for long periods. (Entries 655, 657.)

All records are in the County Jail and House of Correction, 81 Auburn Street, Lawrence.

## Commitments

650. (ORIGINAL COMMITMENT PAPERS), 1854--. 1,800 bundles.

Name, address, description of inmate; case summary; nature of offense, sentence; date of commitment, discharge; case no. Arr. by case no. and by year. No index. 4 x 6 x 8½. 1,200 bundles, 1854-1918, strm., second fl.; 600 bundles, 1918--., cabinet, main off., first fl.

651. COMMITMENT REGISTER, 1854--. 14 vols.

Name, address, register no., age, birthplace of inmate; names of parents; nature of offense, sentence; date of commitment, discharge. Arr. chron. Hdw. on pr. form. 250 pp. 23 x 19 x 3. 7 vols., 1854-98, cabinet, strm., second fl.; 7 vols., 1898--., cabinet, main off., first fl.

652. INDEX TO COMMITMENT REGISTER, 1854--. 21 vols., 12 file boxes.

Name of inmate, vol. and p. ref. Arr. alph. by name of inmate. Hdw. on pr. form. 21 vols., 1854-1919, 100 pp., 13 x 8 x 1, cabinet, strm., second fl.; 12 file boxes, 1920--., 6 x 5 x 16, main off., first fl.

## Physical Examinations

653. RECORD OF PHYSICAL EXAMINATIONS, 1918--. 8 vols. System estab. 1918.

Medical histories of inmates: Name, age, sex of inmate; dates of examination; nature of disease, treatment; remarks. Indexed alph. by name of inmate. Hdw. on pr. form. 550 pp. 14 x 11 x 2. 3 vols., 1918-27, cabinet, strm., second fl.; 5 vols., 1927--., main off., first fl.

## Convict Labor Payments

654. PAYMENT OF FINES (Worked Out in Labor), 1854--. 11 vols.

Receipt of fines in compensatory convict labor; apportionments to state, county, city, and town. Indexed alph. by name of prisoner. Hdw. on pr. form. 200 pp. 16 x 10 x 1. 9 vols., 1854-1932, cabinet, strm., second fl.; 2 vols., 1932--., safe, main off., first fl.





655. (NONSUPPORT PAYMENTS WORKED OUT IN LABOR), 1900--. 7 vols.  
System estab. 1900.

Name, case history of prisoner; amt., date of payment; amt. due, name of court. Arr. chron. No index. Hdw. on pr. form. 250 pp. 14 x 13 x 2. 5 vols., 1900-1928, cabinet, strm., second fl.; 2 vols., 1928--, safe, main off., first fl.

656. (Convict) LABOR (Schedule), 1903-8. 1 vol.

Name of workshop, no. of seats carved, amt. per article, name of private contractor. Arr. by month. No index. Hdw. 200 pp. 8 x 14 x 1. Strm., second fl.

#### Expenditures

(See also entries 13, 131, 701, 731-734.)

657. EXPENSE BOOK, 1883--. 7 vols. Prior records destroyed.

Monthly expenditures pro-rated against each inmate; total maintenance cost. Arr. chron. No index. Hdw. on pr. form. 400 pp. 15 x 10 x 4. 4 vols., 1883-1913, cabinet, strm., second fl.; 3 vols., 1913--, safe, main off., first fl.

#### Miscellaneous

(See also entries 22, 1000, 1019.)

658. VISITORS' REGISTER, 1910--. 7 vols. System estab. 1910.

Name, address of visitor; name of inmate visited; time of arrival, departure. Arr. chron. No index. Hdw. on pr. form. 298 pp. 17 x 13 x 2. 6 vols., 1910-34, cabinet, strm., second fl.; 1 vol., 1934--, main off., first fl.

659. ROSTER BOARD, 1937--. 1 sheet. Prior records destroyed.

Name of prisoner; no., location of cell; date of admission, discharge. Arr. by cell no. No index. 36 x 29. Main off., first fl.

660. (Record of) LETTERS WRITTEN BY PRISONERS, 1870. 1 vol.

Name of prisoner, date of communication. Arr. chron. No index. Hdw. 50 pp. 12 x 15 x  $\frac{1}{4}$ . Strm., second fl.

### XXIX. THE ESSEX COUNTY INDUSTRIAL FARM

In 1917 the legislature empowered the county commissioners to "purchase...or lease in behalf of the county a tract of land not exceeding five hundred acres in area for use as a County Industrial farm." (Acts and Resolves of Massachusetts, 1917, Ch. 258, Sec. 1.) Accordingly, a tract of land was obtained in Middleton and plans for the construction of buildings to house the prisoners were approved by the commissioners of correction. (Ibid., Ch. 350, Secs. 82-83.)



The Essex County Industrial Farm was put into operation in 1918, and placed under the jurisdiction of the county commissioners. The latter dispensed with the harsher forms of punishment and issued simple rules for the disciplinary management of the prisoners. The majority of the inmates at the institution are dipsomaniacs placed there in an effort to cure their weakness. The work of the prisoners consists of rearing, cultivating and improving the land. From its inception the industrial farm has been largely self-supporting and at present has a capacity of fifty-nine persons.

Between 1918 and the present time, the county commissioners have been allowed to borrow amounts not in excess of ten thousand dollars per year for additional land and buildings for the institution. (Ibid., 1925, Ch. 222, Sec. 1.) In negotiating for such loans, bonds or notes of Essex County are issued and are payable in not more than five years from their respective dates. These are signed by the county treasurer and countersigned by a majority of the county commissioners. If the bonds or notes are payable in not more than one year, they are sold at a discount which is treated as interest in advance. The county sells these securities at public or private sale and the proceeds are used only for such purposes as are specified in the vote authorizing the loan. (Ibid., 1917, Ch. 258, Sec. 2.)

Management of the farm today is in the hands of a superintendent, appointed by the county commissioners during good behavior. The sheriff, on the authority of the commissioners, "removes to the industrial farm such persons as in his opinion can advantageously be employed there," (Idem) and returns any prisoner to the jail or house of correction from which he was taken or to which he was sentenced. (Ibid., 1936, Ch. 228.) The superintendent has custody of all prisoners, and one who escapes or attempts to escape is sentenced to jail or a house of correction for not more than one year. (Ibid., 1918, Ch. 156, Sec. 1.)

All records are in the Essex County Industrial Farm Building, Maple Street, Middleton; except where otherwise noted, they are in the general office, first floor. In addition to the following records, see entry 692.

Record of Inmates  
(See also entry 163.)

661. (RECORD OF DISCHARGED PRISONERS), 1924--. 5 file boxes. Name, address, occupation of prisoner; date of commitment, discharge; nature of offense, sentence. Arr. alph. by name of prisoner. No index. 6 x 9 x 15. 4 file boxes, 1924-35, strm.; 1 file box, 1936--, general off.; first fl.

662. PRISONERS' RECORD CARDS, 1930--. 1 file box. System estab. 1930. Name, previous address, color of prisoner; form, date of commitment; nature of offense, name of keeper. Arr. alph. by name of prisoner. No index. 9 x 15 x 6. Cabinet.

663. CLOTHES ISSUED; PERSONAL CLOTHES (Inmates), 1935--. 1 file box. List of clothes taken from inmates and clothes issued: Name of inmate; description of clothing, date of issue. Arr. alph. by name of inmate. No index. 4 x 6 x 14. Cabinet.



## Administration of Office

General Accounts

664. GENERAL LEDGER (Receipts and Expenditures), 1930--. 1 vol.  
System estab. 1930.

Receipts from sale of farm produce to tuberculosis sanatorium; expenditures for prisoners' supplies and farm maintenance. Arr. by date of transaction. No index. Hdw. 200 pp. 11 x 8 x 1. Safe, supt. off., first fl.

665. CASH BOOK (Sales Records), 1930--. 4 vols. System estab. 1930. Lists of farm products sold to other county institutions; prices received. Arr. by date of sale. No index. Hdw. 150 pp. 13 x 15 x 1. 3 vols., 1930-35, shelf, strm.; 1 vol., 1936--, cabinet, general off.; first fl.

666. CASH BOOK AND JOURNAL (Receipts and Expenditures), 1918-27.  
1 vol.

Receipts from sales of farm produce. Contains: Petty Cash Book, entry 670. Arr. by date of transaction. No index. Hdw. 150 pp. 8 x 10 x 1. Safe, supt. off., first fl.

Receipts (See also entries 664, 666.)

667. BILLS RECEIVABLE (Sales), 1930--. 2 vols. System estab. 1930. Accounts due for produce and dairy items sold to other county institutions. Arr. by date of bill. No index. Hdw. 75 pp. 13 x 15 x 1. 1 vol., 1930-34, shelf, strm.; 1 vol., 1935--, cabinet, general off.; first fl.

Expenditures (See also entries 664, 666, 738.)

668. BILLS PAYABLE (Purchases), 1930--. 7 file boxes. System estab. 1930.

Bills incurred for food, clothing, farm supplies, recreational facilities. Arr. by date of bill. No index. 15 x 9 x 6. 6 file boxes, 1930-34, strm.; 1 file box, 1935--, cabinet, general off.; first fl.

669. COST CARDS (Purchases), 1935--. 1 file box.

Nature, cost, date of purchase; name of vendor. Arr. alph. by name of article. No index. 4 x 6 x 14. Cabinet.

670. PETTY CASH BOOK, 1933--. 1 vol. 1918-27 also in Cash Book and Journal (Receipts and Expenditures), entry 666.

Expenditures for stationery, postage, and office supplies. Arr. by date of expenditure. No index. Hdw. 300 pp. 7 x 9 x 1. Safe, supt. off., first fl.

671. STOCK CARDS (Inventory), 1936--. 1 file box.

Inventory of materials purchased: Nature, quantity, date of purchase; amt. on hand; amt. issued, general remarks. Arr. alph. by type of material. No index. 6 x 9 x 15. Cabinet.



1871

1872

Miscellaneous  
(See also entries 22, 827.)

672. (RULES AND REGULATIONS), 1930. 1 sheet.

Mounted and framed list of rules and regulations: Visiting, working hours; rules of general behavior. Arr. by rule no. No index. Typed. 12 x 24. Wall.

673. CORRESPONDENCE, 1930--. 2 file boxes.

General dept. correspondence. Arr. alph. by name of prisoner or firm. No index. 14 x 14 x 11. 1 file box, 1930-32, strm.; 1 file box, 1933--, supt. off.; first fl.

### XXX. THE ESSEX COUNTY TRAINING SCHOOL

Although there was no specific act of legislation establishing the Essex County Training School, several acts paved the way for its establishment. In 1873 it was provided that:

When three or more cities or towns in any county shall so require, the county commissioners shall establish at convenient places therein, other than the jail or house of correction at the expense of the county, truant schools, for the confinement, discipline and instruction of minor children...and shall make suitable provisions for the government and control of said schools and for the appointment of proper teachers and officers thereof. (Acts and Resolves of Massachusetts, 1873, Ch. 262, Sec. 5.)

In 1889 the county commissioners of Essex County were:

...authorized to borrow a sum of money not exceeding \$25,000, for the purpose of establishing a truant school or schools, and providing suitable land and buildings for the same. (Ibid., 1889, Ch. 403, Sec. 1.)

Two years later, in 1891, the superior court was empowered "after the establishment of a truant school in and for the County of Essex," to transfer the inmates of the Industrial School at Lawrence to the Essex County Truant School. (Ibid., 1891, Ch. 389, Sec. 1.) The school, however, did not formally open until 1901.

The name of the school in 1906 was officially changed from the Essex County Truant School to the Essex County Training School. (Ibid., 1906, Ch. 364, Sec. 1.) In the same year, the county commissioners were authorized to spend a sum not exceeding fifty thousand dollars upon alterations and additions to the school. (Idem.) In 1908 the commissioners reported that commitments to the Essex County Training School continued to increase, that a central heating plant costing over eighteen thousand dollars was being installed, but that the institution stood in great need of better school accommodations. (Report of the County Commissioners, Salem, 1908.) The



following year, fifty thousand dollars were appropriated for the erection of a new school building, "as the conditions had become unbearable, and no public school under similar conditions would be tolerated." (Ibid., 1909.)

Statistics of the institution for 1935 indicate the scope of its recent activities. The number of pupils admitted in that year was fifty-one; the number paroled, eight; the number discharged, twenty-five; leaving a total of one hundred and two boys still enrolled at the end of the year. The total number of boys in school during 1935 was one hundred thirty-five; the average number, eighty-nine; and the average age of those committed, thirteen years, eleven months. (Annual Report of the Essex County Training School, 1935.) Today, the boys daily attend five hours of classes and show a keen interest in manual training and automobile assembling. Among their favorite recreations are baseball, football, basketball, volley, soccer, indoor baseball and hockey. Floodlights, installed on the playgrounds, make possible night games and skating. (Passim)

A superintendent, appointed by the county commissioners to serve during good behavior, has charge of the administration of the school. Under his supervision is a staff of thirty-seven persons which consists of teachers and other workers necessary for the care and upkeep of the institution.

All records are on the first floor, Essex County Training School Building, 165 Marston Street, Lawrence; except where otherwise noted, they are in the hallway between the inner and outer offices. In addition to the following records, see entry 692.

#### Record of Truants

674. (RECORDS OF TRUANTS), 1901--. 6 vols.

Case histories of truants admitted and discharged: Name, address, age, height of truant; last school attended, nature of offense, record of conduct, date of dismissal. Indexed alph. by name of truant. Hdw. on pr. form. 400 pp. 14 x 10 x 3. Shelf.

675. (PROGRESS OF TRUANTS), 1926--. 1 vol., 1 file box. Prior records destroyed.

Name, age, grades, deportment of truant. Indexed alph. by name of truant. Hdw. on pr. form. 1 vol., 1926-34, 400 pp., 14 x 10 x 3, shelf, hallway; 1 file box, 1934--., 8 x 14 x 14, supt. off.

#### General Accounts

(See also entries 735, 736.)

676. (REPORTS BY SCHOOLS FOR SUPPORT OF TRUANTS), 1933--. 3 vols.

Name, address of delinquent; amt., date of payment. Indexed alph. by name of delinquent. Hdw. on pr. form. 350 pp. 12 x 10 x 4. Shelf.

677. (EXPENDITURES), 1932--. 4 vols.

Expenditures for bedding, clothing, provisions: Name of firm; amt., date of expenditure; type of commodity. Arr. by date of purchase. No index. Hdw. and typed. 200 pp. 12 x 24 x 1. Cabinet, supt. off.



## 678. FARM PRODUCE (Produce Consumed), 1911--. 2 vols.

Dairy farm produce consumed and credited to maintenance of farm: Type, amt. of produce; amt. of credit. Arr. chron. No index. Hdw. 150 pp. 12 x 15 x 1. 1 vol., 1911-33, shelf, hallway; 1 vol., 1933--, cabinet, supt. off.

Miscellaneous  
(See also entry 753.)

679. SUPERINTENDENT'S DIARY (Outstanding Events), 1914--. 21 vols.  
Missing, 1916-25.

Unusual weather conditions, special school activities, colorful incidents. Arr. chron. No index. Hdw. 370 pp. 8 x 6 x 1. Shelf.

## 680. VISITORS' REGISTER, 1906--. 2 vols.

Name, address of visitor; date of visit. Arr. by date of visit. No index. Hdw. 300 pp. 12 x 15 x 2. Shelf.

## 681. ADDRESSES OF BOYS' RELATIVES AND FRIENDS WHO WRITE, 1928. 1 vol.

Name, address of correspondent. Arr. alph. by name of correspondent. No index. Hdw. 200 pp. 8 x 10 x 1. Shelf.

## XXXI. BOARD OF EXAMINERS

The General Court in 1835 passed a bill which established the office of county board of examiners. (Acts and Resolves of Massachusetts, 1835, Ch. 152, Sec. 1.) According to this law, the board was to consist of the judge and register of the probate court and the clerk of the court of common pleas. No change in the organization has been made, except that the last-named member of the board is now designated as the clerk of courts. The necessity for such change was due to the dissolution of the court of common pleas in 1859. If two of the foregoing offices are held by the same person, the county sheriff is required by law to be a member of the board.

It is mandatory that the board shall meet on the first Wednesday of the month, following the election of county commissioners and associate commissioners. They examine copies of records of votes, determine what persons appear to be elected, issue certificates of election to them and give notice to the secretary of state of the name, residence and number of votes received by each candidate, in each city or town, with the name and term of office of every person so elected. (Entry 132.) The law prescribes that within three days following this procedure, the copies must be deposited in the office of the clerk of the courts. (Ibid., 1914, Ch. 393, Sec. 2.)

If, in the opinion of the board of examiners, any copy of a record of votes examined by them is incomplete or erroneous, they may order a new copy to be made. The city or town clerk who is called upon to furnish such new copy is required to transmit the record within seven days after receiving the demand. If found to be correct and in conformity to the requirements





of law, it is given the same rating as a first copy. (Ibid., 1913, Ch. 835, Sec. 320.)

Upon failure to choose a county commissioner or associate commissioner, the board of examiners immediately issues precepts to the aldermen of each city and the selectmen of each town throughout the county directing them to call an election to elect such officer. Official dates for elections of this type are incorporated in the precepts.

If a vacancy exists, by removal or otherwise, in the office of county commissioner or associate commissioner, the board issues precepts for an election to fill the vacancy at the next biennial state election, unless the term of office of the commissioner whose office is vacant expires on the first Wednesday of January following such election. (Ibid., Sec. 341.) The board is required to furnish the secretary of state with a notice of the vacancy and a copy of the precepts calling for an election. (Ibid., Sec. 343.)

Pending the election of a person to fill a vacancy in either of these offices, the county commissioners or the two remaining commissioners, as the case may be, and the clerk of the courts for the county, may appoint an individual to serve the unexpired term. (Ibid., Sec. 341.)

Members of the board of examiners do not receive salaries but are each paid \$3.00 per day, for every day employed in the performance of their duties, and ten cents a mile for travel to and from the place of their meeting. Their accounts are audited and settled by the county treasurer. (Ibid., 1914, Ch. 393, Sec. 2.)

The board keeps no separate records but files reports with the secretary of state and the clerk of courts. (Entry 132.)



In 1654 the freemen of Massachusetts were, for the first time, ordered to "chuse a Treasurer" for their respective counties. The General Court further ordered that county treasurers, when chosen, pay "all the charges of County Courts and shire commissioners," and once every year present their accounts to the county courts. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, III, 341.) Thereafter, "the Clarke of every county court, within ffoorteeene days after every Court" was required to "deliuer to the Treasurer of the county a true transcript, out of his booke, of all fines and dues payable to the county." (Idem.) Provision was made for the annual election of county treasurers "vppon the last third day of June," and each treasurer "for his paynes and services in collection (Ibid., IV-I, 184-185) and payinge" was to be tax exempt. (Ibid., III, 342.)

"Upon observation of some inconvenience, and for easeinge the country respecting the choyce of county Treasurers," in 1656 it was ordered that "after this present yeare the choyce of county Treasurers, in each town, shalbe made vpon the day of their giueing in votes for magistrates," (Ibid., p. 398.) In the same year, "upon the request of the farmers of the impost of wines, who aleage great losses already sustayned thereby," the county treasurers were made receivers of the impost on wine. (Ibid., p. 401.)

A provincial law of 1693 provided:

...that all counties, as they now lye and are named, continue and remain distinct counties to all intents and purposes in the law whatsoever; and that there be a county treasurer annually chosen for each respective county being a freeholder within the same, and to be chosen by the votes of the freeholders and other inhabitants of each respective town, duly qualified as is provided by the act for the choice of selectmen and other town officers.... (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, 1693, Ch. 27, Sec. 1.)

County treasurers thereafter were required to be sworn before the courts of quarter sessions of the peace for their respective counties, to inform the justices of said courts from time to time of the need of raising money, and to account to the court of quarter sessions, or to whomever the court might appoint, for all receipts and payments made by them. (Ibid., Sec. 3.)

Each county treasurer in 1710 was:

... impowered to draw in and enforce the payment of all county charges ordered by the court of general sessions of the peace, by all such rules and methods prescribed by law to enable the treasurer and receiver-general to gather in the province taxes. (Ibid., 1710, Ch. 5, Sec. 4.)

The first commonwealth law concerning the annual election and duties of county treasurers differed little from the older provincial statutes. Chief among the differences were, first, that thereafter, county treasurers were to be required to give bond, and, second, that they were thereafter forbidden to



give recompense to grand jurors. (Acts and Resolves of Massachusetts, 1785, Ch. 76, Sec. 1.) They were still required to render account of all receipts and expenditures made by them to the courts of general sessions, and continued to have the same authority to enforce the payment of all legal county taxes as the treasurer and receiver-general of the commonwealth possessed "to gather in the rates and taxes assessed for the use of the Commonwealth." (Ibid., Secs. 2, 3.) Furthermore, each county treasurer was annually expected to:

...lay before the General Court an account of all monies that shall have been raised in the county to which he belongs, by assessments on the several towns and places therein, or by any other way or manner by him received as County Treasurer, and how the same have been disposed of. (Ibid., Ch. 5, Sec. 4.)

County treasurers in 1791 were ordered, within two months of the adjournment of the supreme judicial court in their respective counties, to send to the treasurer of the commonwealth a bill charging the commonwealth for all costs allowed and taxed by the supreme judicial court, along with a five per cent commission on all money paid in to said court. (Ibid., 1791, Ch. 53, Sec. 5.) In 1797, county treasurers were authorized to commence and prosecute suits at law begun by their predecessors while in office. (Ibid., 1797, Ch. 14.)

The nineteenth century saw a steady increase in the duties of the county treasurers. In 1804 the treasurers were required to include an estimate of county taxes in their statement of accounts (Ibid., 1804, Ch. 108); in 1811 to submit an annual report of their accounts to the county commissioners (Ibid., 1811, Ch. 74, Sec. 2); after 1834 the report of accounts had to include a particular account of all fees received by the treasurers (Ibid., 1834, Ch. 122, Sec. 1); in 1859 they were required to notify the district attorney for their county of all defaults on the part of public officers required by law to render accounts and make payments to him or his predecessors (Ibid., 1859, Ch. 221, Sec. 5); and in 1861 the treasurers were ordered to submit to the state auditor and treasurer a certificate of the amount of costs, allowances made to prosecutors, and fines and forfeitures received by them. (Ibid., 1861, Ch. 184.)

In 1864, county treasurers were expressly forbidden to pay money to county commissioners "to be by them disbursed in behalf of the county." (Ibid., 1864, Ch. 280, Sec. 2.) They were further forbidden to make any payments without "good and sufficient" receipts or vouchers therefor. (Idem.) Their accounts had to be "full and accurate, stating the time when, from whom and on what account money is received, and in like manner the time when, to whom and on what account payments are made." (Ibid., Sec. 3.) Payments, with a few exceptions, namely: costs in criminal prosecutions, expenses of the courts, compensation or salaries of county officers, and payments in liquidation of outstanding notes or bonds, or payments of interest thereon, were to be made only upon orders drawn by the county commissioners. An annual detailed statement of all county receipts and expenditures, jointly compiled by the commissioners and treasurer of the county, was thereafter demanded. It was the duty of the





various treasurers to have these certified statements published in a form suitable for distribution. (Ibid., Secs. 4-6.)

During the last quarter of the nineteenth century, the duties of the county treasurer became increasingly diversified. In 1880 they were authorized to require in writing of any county officer rendering an account against the county for payment, a written statement showing the chapter and section of the statute authorizing said payment, (Acts and Resolves, 1880, Ch. 198, Sec. 2.) In addition, the treasurers were ordered to transmit a bank check to every person whose claim against the county had been allowed (Ibid., Sec. 4); in 1883 to pay the fees of officers and witnesses for attendance, travel, and service at inquests. (Entry 728.) (Ibid., 1883, Ch. 61, Sec. 1.) Legislation in 1886 required mayors and chairmen of the boards of selectmen in towns to return certificates of appraisal of dog damages to the county treasurer, who was to pay all orders drawn for said purpose. (Ibid., 1886, Ch. 259, Sec. 1.) In 1888 they were required to supply dockets for trial justices and district courts upon request (Ibid., 1888, Ch. 285, Sec. 1), and in 1890 the annual statement of receipts and expenditures was amplified in order to contain additional details on these subjects, as well as a report of the county debt and an appraisal of its assets. (Ibid., 1890, Ch. 141, Sec. 2.)

The twentieth century has seen the duties of the treasurer increased tremendously. The following act was passed in 1903:

Whoever in any town kills a wildcat, Canada lynx or loup-cervier not being in captivity shall, upon producing satisfactory evidence of such killing, be entitled to receive from the treasury of the town the sum of ten dollars; and all sums so paid out shall be repaid to the town treasurer by the treasurer of the county where the town is situated; providing, that a sworn statement thereof shall be transmitted by the town treasurer to the county treasurer. (Ibid., 1903, Ch. 344, Sec. 1.)

In 1912, it was ordered that when a master and keeper of a jail or house of correction was advanced money by the county treasurer to spend in behalf of the county, he was required to file with the county treasurer a detailed statement of the amount expended, which would constitute a separate record of the latter officer. (Ibid., 1912, Ch. 77, Sec. 1; reaffirmed, 1925, Ch. 173.) In 1920, treasurers were required to file the sworn statements of the claims of officers and agents who contracted in behalf of the county for the construction and repair of public buildings (Ibid., 1920, Ch. 210), and in 1921 were required to submit to the county commissioners all certificates of damage received from persons who had suffered loss "by the eating, browsing or trampling of his fruit, trees or vegetables by wild deer or moose." (Ibid., 1921, Ch. 257, Sec. 1.)

Within the last few years the legislature has conferred new tasks upon county treasurers. In recognition of their burdensome duties, the General Court provided in 1931 that each "county treasurer shall be given an office in the courthouse or other county building, and shall be allowed such clerical assistance as shall be approved by the county commissioners." (Ibid., 1931, Ch. 301, Sec. 6.) In 1930 they were appointed as treasurers and custodians



of the funds of every institution and organization to the use of which funds of their respective counties are contributed. (Ibid., 1930, Ch. 450, Sec. 4.) The following year, each treasurer was designated as the custodian of all funds and securities resulting from gifts and bequests to his county. (Ibid., 1932, Ch. 297.) By an act of the legislature in 1932 treasurers were authorized to receive money from city and town treasurers for dog licenses and to keep an account thereof. (Ibid., Ch. 289, Sec. 4.) In 1933 every county treasurer was obliged to advertise at the close of each year "in not more than three newspapers, published within his own or an adjoining county, the year's county receipts and expenditures together with a specific statement of county debts." (Ibid., 1933, Ch. 175, Sec. 2.) Since 1934 the treasurers have been authorized, if ordered by the county commissioners, to prosecute owners of dogs causing property damage, and to keep a record of fees and fines paid by dog owners. (Ibid., 1934, Ch. 32, Secs. 7, 32.)

A treasurer was elected annually from 1654 until 1855. (Colonial Records, III, 341; Province Laws, I, Ch. 27, Sec. 1; Acts and Resolves, 1785, Ch. 76, Sec. 1.) In 1855, however, the term was extended to three years. (Ibid., 1855, Ch. 92, Sec. 1.) This law remained in effect until 1919 when the term was lengthened to six years to take effect in 1922. (Ibid., 1919, Ch. 269, Sec. 24.) If the county treasurer resigns or otherwise vacates his office, a special election to fill the remainder of the term is held on the Tuesday after the first Monday of November. (Ibid., 1890, Ch. 423, Sec. 202.) In the event that the treasurer dies, moves out of the county or becomes incapacitated, the county commissioners are authorized to fill the office until this election is held. (Ibid., Sec. 204.)

The earliest records of the county treasurer in Essex County date from 1804. (Entries 682, 694.) The explanation for large gaps in modern records, as well as a total lack of records prior to 1800, may be found in the public attitude toward records before the twentieth century. Interest in the preservation of county records in early days was restricted in large measure to court and land records, to the detriment of purely administrative and financial records. Not until the appointment of a state commissioner of public records in 1892 did a systematic supervision of all types of public records begin. Furthermore, the facilities for the housing of the treasurer's records in Essex County are hardly conducive to their preservation. (See p. 71.)

Except where otherwise noted, all records are in the County Commissioners Building, 34 Federal Street, Salem.

#### Taxation

(See also entries 5, 7, 692, 697-699, 743, 1005.)

682. COUNTY TAX (Collection), 1804-53. 2 vols.

Name of taxpayer; amt., date of tax; dept. credited; certification by treasurer. Arr. by date of payment. No index. Hdw. Writing illegible, binding and paper very poor. 500 pp. 14 x 8 x 3. 1 vol., 1804-30, shelf, strm.; 1 vol., 1830-53, va. 1; bsmt.



## County Debt

(See also entries 692, 698, 699, 708, 743, 1005.)

683. LOAN (Bid) NOTICES, 1924--. 2 vols. System estab. 1924. Solicitation of bids for loans by circular: Amt., purpose, conditions, date of loan; deadline on bids, name of treasurer. Arr. by date of circular. No index. Pr. 75 pp. 9 x 12 x 1. Va., treas. off., first fl.
684. NOTEBOOK (Record of Notes Issued by Essex County), 1845-78. 1 vol. 1904-- in Index and Reference to Note and Bond Book (Issues), entry 686. No., amt., term, date of note; name of payee, rate of interest; amt., date of payment. Arr. by date of note. No index. Hdw. Writing illegible, binding and paper very poor. 75 pp. 12 x 10 x 3/4. Va. 1, bsmt.
685. (Record of) NOTES AND BONDS (Issued by Essex County), 1902--. 1 vol. Bond accounts: Date of issue; amt. of principal, rate of interest, name of purchaser, no. of payment check; amt., date of interest and coupon payment. Arr. by date of payment and by name of loan. No index. Hdw. on pr. form. 200 pp. 18 x 20 x 2 1/2. Shelf, va. 2, bsmt.
686. INDEX AND REFERENCE TO NOTE AND BOND BOOK (Issues), 1904--. 1 vol. Issues of bonds: Name, no., amt., purpose of bond or note; date of authorization, maturity, issue; due dates, amts. of coupon payments; name of purchaser. Contains: Notebook (Record of Notes Issued by Essex County), entry 684. Arr. by date of issue of bond or note. Hdw. on pr. form. 250 pp. 18 x 20 x 1 1/4. Va., treas. off., first fl.
687. DEBT RECORD (Notes and Bonds Issued), 1922--. 2 vols. System estab. 1922. Stubs of notes and bonds: Name or purpose of loan, authority of issue, rate of interest; amt., date of issue; name of purchaser. Arr. by bond and note nos. No index. Hdw. on pr. form. 380 pp. 18 x 13 x 1 1/2. Va., treas. off., first fl.
688. COUNTY LOANS, 1923-28. 1 vol. Loans made in anticipation of taxes: Name of loan; amt., date of issue; rate of interest, amt. of premium, date of payment, discount rate, date due. Arr. by date of issue. No index. Hdw. on pr. form. 400 pp. 18 x 23 x 1 1/2. Shelf, va. 2, bsmt.
689. (Payments in) REDUCTION OF COUNTY DEBT, 1904-24. 1 vol. Payments for notes and bonds in reduction of county debt: Name of payee, bond no.; name, amt. of loan; amt., date of payment; check no. Arr. by date of payment. No index. Hdw. on pr. form. 300 pp. 12 x 18 x 2. Shelf, va. 2, bsmt.





## 690. INTEREST (Payments) ON COUNTY DEBT, 1903-25. 2 vols.

Name of payee; no. of voucher, note, bond coupon, registered bond; amt. of principal, amt. discounted, interest period, rate of interest; name, amt. of loan; date of payment, check no., total payment. Arr. by voucher no. No index. Hdw. on pr. form. 300 pp. 12 x 18 x 2. 1 vol., 1903-15, va. 1; 1 vol., 1916-25, va. 2; bsmt.

## 691. (Matured) COUNTY BOND COUPONS, 1920-29. 6 bundles.

Matured bond coupons on loans: Voucher no., amt., date of bond issue; rate of interest, date of maturity, signatures of treasurer and commissioners. Arr. by voucher no. No index. 8 x 4 x 10. Va. 1, bsmt.

## General County Accounts

(See also entries 566, 573, 588, 1004, 1005.)

Receipts and Expenditures

## 692. TREASURER'S REPORTS - COUNTY OF ESSEX (Receipts and Expenditures), 1866--. 8 vols., 7 pamphlets.

Receipts from county tax, interest, notes and bonds, temporary loans; court fines, costs, and fees: Amt., source, date of income. Expenditures for interest, funded debt, temporary debt, salaries of employees, maintenance of institutions and depts.: Name of payee; amt., purpose of expenditure. Include: Commissioners' report: Street and highway construction, relocation, and repair; maintenance of county bldgs., petitions, pending suits against the county, overdrawn appropriations, salaries, inventory and valuations of county property. Engineer's report: expenditures for operation and maintenance of bridges, street and highway construction and repair; location of new highways, stone markers, dams; decrees issued for lay-out and repair of highways. Training school report, 1901--: No. of pupils, amt. of farm produce, no. of livestock, net and whole cost of support of pupils. Tuberculosis sanatorium report, 1921--: Names of trustees, officers, and staff; school-clinic tests, nursing report, repairs and improvements, summary of receipts and expenditures, statistical classifications of patients, acknowledgment of donations. Industrial farm report, 1918--: No of inmates, personnel, livestock; income from sale of produce, milk production, repairs and improvements. Arr. by subject. No index. Pr. Vols., 1,000 pp., 9 x 6 x 3; pamphlets, 60 pp., 8 x 6 x 1/8. Shelf, treas. off., first fl.

See also entry 1004.

## 693. (ANNUAL SUMMARY OF RECEIPTS AND EXPENDITURES), 1827--. 1 vol.

Items of receipts and expenditures: Name of payer or payee; amt., date of income or payment. Arr. by year. No index. Hdw. 300 pp. 10 x 19 x 3 1/2. Va., treas. off., first fl.

## 694. TREASURER'S CRIMINAL RECORD (Receipts and Expenditures), 1804-1904. 23 vols.

Receipts: Name of payer, dept. credited; amt., date of income. Expenditures: Name of payee, dept. charged; amt., purpose, date of payment. Contain: Criminal Witness Book (Payment of Witness Fees), entry 720; Inquest (Expenditures), entry 728. Arr. by date of transaction. No index. Hdw. Writing faded, binding and paper poor. 350 pp. 16 x 10 x 4. Shelf, bsmt. strm.

For subsequent records, see entry 698.



695. DAY BOOK (Daily Receipts and Expenditures), 1827-78. 9 vols. Missing, 1835-53.

Receipts: Name of payer; amt., source, date of income. Expenditures: Name of payee; amt., purpose, date of payment. Arr. chron. No index. Hdw. 200 pp. 18 x 7 x 1. Va. 1, bsmt.

For subsequent records, see entry 698; see also entry 694.

696. CASH BOOK (Receipts and Expenditures), 1837-88. 4 vols. Missing, 1852-77.

Receipts: Name of payer; amt., source, date of income. Expenditures: Name of payee; amt., purpose, date of expenditure. Arr. by date of transaction. No index. Hdw. 500 pp. 16 x 12 x 2. Va. 1, bsmt.

697. LEDGER (Departmental Receipts and Expenditures), 1854-90. 3 vols. Receipts from license fees, court fees and costs, county taxes: Name of payer; amt., source, date of income; name of dept.; account no. Payments for dept. expenditures: Name of payee; amt., purpose, date of payment; name of dept. Arr. by date of transaction. No index. Hdw. Writing faded, binding and paper poor. 550 pp. 16 x 8 x 3. 2 vols., 1854-67, 1880-90, va. 1; 1 vol., 1868-79, shelf, strm.; bsmt.

698. RECEIPTS AND EXPENDITURES, 1899--. 21 vols.

Receipts from notes and bonds, and county taxes from cities and towns: Name of payer, dept.; amt., source, date of receipt; total, receipt no. Expenditures for interest on debt, loans; salaries: Name of payee, dept.; amt., purpose, date of expenditure; total. Contain: (Maintenance of) Highways, (and) Bridges, and (Expenditures for) Land Damages, entry 709; (Maintenance Costs), entry 713; Fines and (Bail) Forfeitures (Collected), entry 719; Criminal Witness Book (Payment of Witness Fees), entry 720; Police Court Fees (Payments to Jurors, Officers, Constables), entry 721; (Expenditures for District and Police Courts), entry 723; Civil Court Pay Roll (Payments to Jurors, Officers, Constables), entry 725; (Expenditures for Superior Court), entry 727; Inquest (Expenditures), entry 728; Lawrence Truant School (Expenditures), entry 735; (Essex County Training School Expenditures), entry 736; (Essex County Industrial Farm Expenditures) entry 738. Arr. by month. No index. Hdw. on pr. form. 100 pp. 19 x 13 x 1. 6 vols., 1899-1919, va. 1, bsmt.; 2 vols., 1919-24, va. 2, bsmt.; 13 vols., 1925-- , va., treas. off., first fl.

For prior records, see entry 694.

699. ANNUAL STATEMENT OF THE RECEIPTS AND EXPENDITURES OF THE COUNTY OF ESSEX, 1874. 3 sheets.

Receipts from county taxes, prison labor, bail forfeitures, court fines and costs, licenses, total; expenditures for salaries, maintenance of depts. and institutions, principal on county debt, total. Include amt. of outstanding tax, balance of indebtedness; names of commissioners, treasurer, clerk of courts, judge of probate, register of probate. No arr. No index. Pr. 7 x 11. Off. of clerk of cts., first fl., Superior Ct. Bldg., 36 Federal St., Salem.



## 700. COUNTY TREASURER - COMMISSIONERS' PAY ROLL, 1841-1923. 12 vols.

Missing, 1849-50, 1859-78, 1904-15.

Salaries of employees: Name, occupation of employee; amt., date of payment; signature of employee. Contain: (Expenditures), 1916-23, entry 701. Arr. by date of payment and by name of dept. No index. 4 vols., 1841-1903, hdw., 500 pp., 18 x 12 x 2, va. 1; 8 vols., 1916-23, typed, 152 pp., 14 x 22 x 1, va. 2; bsmt.

See also entry 702.

## 701. (EXPENDITURES), 1858-1900. 16 vols. 1916-23 in County Treasurer - Commissioners Pay Roll, entry 700.

Expenditures for maintenance of jails, construction of highways, rents, repairs, office supplies: Name of payee; amt., purpose, date of payment. Contain: Inquest (Expenditures), entry 728. Arr. by date of payment. No index. Hdw. Writing faded, binding and paper poor. 200 pp. 8 x 10 x 1. Va. 1, bsmt.

For subsequent similar records, see entry 703.

## 702. SALARIES FIXED BY LAW (Amount and Payer's Receipt), 1904-20. 1 vol.

Receipts by officers and employees of salaries fixed by law: Name of payee; amt., date of payment; signature of recipient. Arr. by date of payment. No index. Hdw. on pr. form. 300 pp. 10 x 10 x 1½. Va. 1, bsmt.

See also entry 700.

## 703. (DEPARTMENTAL DISTRIBUTION OF APPROPRIATION EXPENDITURES), 1900-1920. 40 vols.

Breakdown of appropriation expenditures by dept. and institution: Name of payee; amt., purpose, date of payment; dept. charged; voucher, check no. Arr. by date of payment. No index. Hdw. on pr. form. 300 pp. 13 x 13 x 1½. Va. 1, bsmt.

See also entry 708.

## 704. DISTRIBUTIONS (Appropriations and Expenditures), 1921--. 50 file boxes.

Appropriations for depts.: Name, location of dept.; amt., date of appropriation; amt., item of expenditure; voucher, check no. Contain: Salaries of Jailers and Masters in Jails and Houses of Correction, entry 732; Costs in County Jails and Houses of Correction, entry 733. Arr. by voucher no. No index. 5 x 12 x 18. Va., treas. off., first fl.

## 705. (Monthly) SUMMARY OF EXPENDITURES OF ESSEX COUNTY, 1920-29. 3 vols.

Month, name of dept., list of expenditures, total; bank balance. Arr. by month. No index. Hdw. on pr. form. 100 pp. 12 x 12 x 2½. Va. 1, bsmt.

## 706. (Copies of) VOUCHERS (for Expenditures), 1914--. 128 file boxes. Prior records destroyed.

Voucher, check no.; name of institution or dept., payee; amt., purpose, date of expenditure. Arr. by voucher no. and by dept. No index. 5 x 12 x 18. Va., treas. off., first fl.





## 707. INDEX TO RECEIPTS AND EXPENDITURES (Original Vouchers), 1924--.

38 file boxes, 9 bundles.

Name of dept.; name of payer or payee; amt., purpose, date of payment; voucher no. Arr. alph. by name of payee and by dept. No index. 9 bundles, 1924-26, 10 x 6 x 24; 14 file boxes, 1927-35, 7 x 18 x 25; consultation rm., first fl.; 24 file boxes, 1936--, 6 x 10 x 14, va., treas. off., first fl.

## 708. (DISTRIBUTION OF APPROPRIATION EXPENDITURES), 1904--. 16 vols.

Name of payee, amt. of interest, date of payment, total; voucher, check no. Arr. by date of payment. No index. Hdw. on pr. form. 300 pp. 14 x 12 x  $1\frac{1}{4}$ . Va., treas. off., first fl.

See also entries 703, 742.

## 709. (Maintenance of) HIGHWAYS (and) BRIDGES, AND (Expenditures for)

LAND DAMAGES, 1905-34. 5 vols., 14 bundles. 1899-- also in Receipts and Expenditures, entry 698.

Voucher, check, register no.; name of payee; amt., purpose, date of payment; certification of commissioners. Arr. by voucher no. No index. Hdw. on pr. form. 5 vols.; 1905-20, 500 pp., 10 x 18 x  $1\frac{1}{2}$ ; 14 bundles, 1921-34, 10 x 8 x 4. Va. 1, bsmt.

## 710. RECEIPTS AND EXPENDITURES OF BRIDGE CONSTRUCTION, 1924--. 1 vol.

Name of payer, payee; amt., source, date of income; amt., purpose, date of expenditure; voucher no. Arr. by date of transaction. No index. Hdw. on pr. form. 100 pp. 17 x 12 x 1. Va., treas. off., first fl.

## 711. SPECIAL LEGISLATIVE APPROPRIATIONS, 1902-23. 1 vol.

Appropriations for construction of highways, bridges, sts., bldgs., schools, electric plants: Chapter no., date of legislative act; amt., title of appropriation; name of contractor; amt., date of payment; voucher no. Indexed alph. by title of appropriation. Hdw. on pr. form. 200 pp. 18 x 12 x 1.

Shelf, va. 2, bsmt.

See also entry 743.

## 712. (EXPENSES OF COMMISSIONERS, TRIAL JUSTICES, STATE AUDITORS), 1918-20. 3 bundles.

Voucher, check no.; name of payee; amt., date of payment. Arr. by voucher no. No index. 8 x 4 x 12. Va. 1, bsmt.

See also entry 722.

## 713. (MAINTENANCE COSTS), 1927-33. 13 bundles. 1899-- also in Receipts and Expenditures, entry 698.

Costs for care, fuel, light, supplies of Essex Registry of Deeds, Salem Superior Court, Lawrence Superior Court and County Commissioners' Bldgs.: Voucher, check, register no.; name of court, payee; amt., purpose, date of payment; date of delivery of voucher to treasurer, certification by commissioners. Arr. by voucher no. No index. Hdw. on pr. form. 10 x 4 x 8. Va. 1, bsmt.



Bank Checks and Statements (See also entry 747.)

714. CHECK AND DEPOSIT REGISTER, 1906-8. 2 vols.  
Deposits: Name of bank; amt., date of deposit; balance. Contain: Check Register, entry 715. Indexed alph. by name of bank. Hdw. on pr. form. 300 pp. 15 x 9 x 1½. Va. 1, bsmt.
715. CHECK REGISTER, 1908--. 46 vols. 1906-8 in Check and Deposit Register, entry 714.  
Register of checks issued: Name of payee; amt., date, no. of check; name of bank. Arr. by check no. No index. Hdw. on pr. form. 400 pp. 24 x 14 x 3. 24 vols., 1908-23, va. 1, bsmt; 15 vols., 1924-30, va. 2, bsmt.; 7 vols., 1931--., va., treas. off., first fl.
716. CANCELED CHECKS, 1925--. 81 file boxes, 71 bundles. Prior records destroyed.  
Checks issued by treasurer and canceled: Name of bank, payee; amt., accounting, no., date of check; signature of treasurer. Arr. by check no. No index. Typed. File boxes, 5 x 12 x 18; bundles, 4 x 10 x 12. 41 file boxes, va., treas. off., first fl.; 40 file boxes, 24 bundles, consultation rm., first fl.; 47 bundles, va. 2, bsmt. No division by dates possible.
717. STOP PAYMENT NOTICES (on Checks), 1927--. 1 vol. System estab. 1927.  
Name of bank, payee; amt., no., date of check; date of notice. Arr. by date of notice. No index. Hdw. on pr. form. 300 pp. 14 x 12 x 1½. Va., treas. off., first fl.
718. BANK VERIFICATION STATEMENTS, 1934--. 3 bundles. System estab. 1934.  
Name of bank, register balance; amt., nos., dates of outstanding checks; bank balance. Arr. by date of statement and by name of bank. No index. Hdw. on pr. form. 14 x 10 x 6. Va., treas. off., first fl.

## Court Accounts

Receipts

719. FINES AND (Bail) FORFEITURES (Collected), 1827-51. 1 vol. 1899-- in Receipts and Expenditures, entry 693.  
Fines: Name of defendant; amt., date of fine; term, date of court sitting; name of court; docket no. Bail forfeitures: Name, no. of case; name, address of surety; amt. of bail; date, cause of forfeiture. Arr. by date of court sitting. No index. Hdw. Writing faded, binding and paper poor. 300 pp. 14 x 8 x 2. Shelf, bsmt. strm.



Expenditures

720. CRIMINAL WITNESS BOOK (Payment of Witness Fees), 1845-1908. 39 vols. 1804-1904 also in Treasurer's Criminal Record (Receipts and Expenditures), entry 694; 1899-- in Receipts and Expenditures, entry 698.

Accounting of witness fees: Name of case; name, location of court; name of judge, period of court session; amt., date of payment; signature of witness, docket no. Arr. by date of payment. No index. Hdw. Binding poor. 600 pp. 15 x 10 x 4. Va. 2, bsmt.

721. (Salem) POLICE COURT FEES (Payments to Jurors, Officers, Constables), 1852-58. 1 vol. 1899-- in Receipts and Expenditures, entry 698.

Name of payee; amt., date of payment; certification of clerk of Salem police court. Arr. by date of payment. No index. Hdw. Writing faded. 150 pp. 15 x 9 x 1. Shelf, bsmt. strm.

722. (EXPENSES OF DISTRICT AND POLICE COURTS, TRIAL JUSTICES, STATE AUDITORS), 1904-5. 1 vol.

Expense accounts for salaries, witness fees, warrant costs: Name of payee; amt., purpose, date of payment; name of bank, check no. Arr. by month. No index. Hdw. on pr. form. 400 pp. 18 x 12 x 3. Shelf, va. 2, bsmt.

See also entry 712.

723. (EXPENDITURES FOR DISTRICT AND POLICE COURTS), 1927-35. 20 bundles. 1899-- also in Receipts and Expenditures, entry 698.

Expenditures for salaries of district court judges, special justices, clerks, officers; for maintenance and supplies of district courts; and for witness fees: Voucher, check, register no.; name of court, payee; amt., purpose, date of expenditure; date of delivery of voucher to treasurer, certification by commissioners. Arr. by voucher no. No index. Hdw. on pr. form. 10 x 4 x 8. Va. 1, bsmt.

724. CRIMINAL APPENDIX (Expenditures in Criminal Cases), 1904-16. 1 vol.

Expenditures for transportation of prisoners, warrants, writs, subpoenas, expert testimony, juries, witnesses, officers' expenses: Name of payee, court; amt., purpose, date of payment; check no. Arr. by date of payment. No index. Hdw. on pr. form. 325 pp. 10 x 10 x 2. Va. 1, bsmt.

725. CIVIL COURT PAY ROLL (Payments to Jurors, Officers, Constables), 1904-8. 1 vol. 1899-- also in Receipts and Expenditures, entry 698.

Name, signature of payee; amt., date of payment; certification of clerk, date of session. Arr. by date of court session. No index. Hdw. on pr. form. 325 pp. 18 x 12 x 3. Shelf, va. 2, bsmt.

726. ADVANCES ON EXTRADITION (Expenses), 1923--. 1 file box.

Statements of expenses incurred in cases of persons extradited to Essex County for trial: Name of case; amt., date of advance; correspondence relative to extradition. Arr. by date of advance. No index. 12 x 5 x 18. Va., treas. off., first fl.





727. (EXPENDITURES FOR SUPERIOR COURT), 1928-32. 21 bundles. 1899-- also in Receipts and Expenditures, entry 698.  
Expenditures for witness fees, salaries of court officers and juries, writs; expenses of district attorney, probation officer; extradition costs: Name of payee; voucher, check no.; amt., date of expenditure; dept. account. Arr. by voucher no. No index. Hdw. on pr. form. 10 x 4 x 8. Va. 1, bsmt.

728. INQUEST (Expenditures), 1883-98. 1 vol. 1804-1904 also in Treasurer's Criminal Record (Receipts and Expenditures), entry 694; 1899-- in Receipts and Expenditures, entry 698; 1858-1900 also in (Expenditures), entry 701; 1922-33 in (Medical Examiner and Insanity Costs), entry 729.  
Name of deceased, coroner; names of jurors; amt., date of payment; date of inquest. Arr. by date of inquest. No index. Hdw. 385 pp. 14 x 13 x 1½. Va. 1, bsmt.

729. (MEDICAL EXAMINER AND INSANITY COSTS), 1922-33. 14 bundles  
Expenditures for costs in insanity cases: Voucher, check, register no.; name of case, amt. expended in each case, certification by commissioners. Contain: Inquest (Expenditures), entry 728. Arr. by voucher no. No index. 10 x 8 x 4. Va. 1, bsmt.

#### Institution Accounts

##### Receipts

730. ESSEX COUNTY TUBERCULOSIS HOSPITAL SPECIAL ACCOUNT, 1917--. 1 vol.  
System estab. 1917.  
Special receipts and expenditures. Receipts from assessments for use of sprinkler system: Name of payer, payee; amt. of principal, interest, assessment; amt., date of receipt. Expenditures for special construction work: Name of payee, payer; amt., purpose, date of payment; total amt. Arr. by date of transaction. No index. Hdw. on pr. form. 2,000 pp. 8 x 15 x 5. Va., treas. off., first fl.  
See also entry 737.

##### Expenditures (See also entry 730.)

731. EXPENDITURES FOR SUPPORT OF PRISONERS AND INSANE, 1862-67. 2 vols.  
Amt., purpose, date of expenditure; total. Arr. by date of expenditure. No Index. Hdw. Writing faded. 200 pp. 10 x 14 x 1. Va. 1, bsmt.

732. SALARIES OF JAILERS AND MASTERS IN JAILS AND HOUSES OF CORRECTION, 1915-19. 1 vol. 1920-34 in Costs in County Jails and Houses of Correction, entry 733; 1934-- in Distributions (Appropriations and Expenditures), entry 704.  
Voucher, check no.; name of payee, institution; amt., date of payment. Arr. by voucher no. No index. Hdw. on pr. form. 500 pp. 13 x 13 x 1½. Va. 1, bsmt.



733. COSTS IN COUNTY JAILS AND HOUSES OF CORRECTION, 1920-34; 20 bundles. 1934-- also in Distributions (Appropriations and Expenditures), entry 704.

Expenditures for provisions, aid to discharged prisoners, transportation, office expenses, medical attendance, reimbursements: Voucher, check, register no.; name of institution; amt., purpose, date of payment; certification by commissioners. Contain: Salaries of Jailers and Masters in Jails and Houses of Correction, entry 732. Arr. by voucher no. No index. Hdw. on pr. form. 10 x 4 x 8. Va. 1, bsmt.

734. REQUISITIONS FROM MASTERS - HOUSES OF CORRECTION, 1917--. 3 vols. System estab. 1917.

Account of requisitions for supplies by jailkeepers: Name of master of jail; name of jail, amt. charged, date of payment; check, voucher no. Arr. by date of payment. No index. Hdw. on pr. form. 100 pp. 10 x 16 x 1. Bsmt. strn.

735. LAWRENCE TRUANT SCHOOL (Expenditures), 1891-1919. 3 vols. Missing, 1900-1903. 1899-- also in Receipts and Expenditures, entry 698.

Expenditures for salaries, maintenance, supplies: Name of bank, payee; amt., purpose, date of payment; check no. Arr. by date of payment. No index. Hdw. on pr. form. 300 pp. 13 x 13 x 1½. Va. 1, bsmt.

736. (ESSEX COUNTY TRAINING SCHOOL EXPENDITURES), 1921-32. 10 bundles. 1899-- also in Receipts and Expenditures, entry 698.

Expenditures for salaries, maintenance, provisions: Voucher, check, register no.; name of payee; amt., purpose, date of payment; date of delivery of voucher to treasurer, certification by commissioners. Arr. by voucher no. No index. Hdw. on pr. form. 10 x 4 x 12. Va. 1, bsmt.

737. (ORIGINAL BILLS FOR PURCHASES - ESSEX COUNTY HOSPITAL), 1921--. 10 file boxes, 1,100 envelopes. System estab. 1921.

Bills for sanatorium purchases: Name of creditor, institutional dept. charged; description of items; amt., date of bill; order of payment, schedule no. Arr. by schedule no. and by date of order of payment. No index. 1,100 envelopes, 1921-27, 8 x 10 x ¼, va. 1, bsmt.; 8 file boxes, 1922-34, 6 x 4 x 15, va. 2, bsmt.; 2 file boxes, 1935--., 12 x 14 x 24, cabinet, treas. off., first fl.

See also entry 730.

738. (ESSEX COUNTY INDUSTRIAL FARM EXPENDITURES), 1921-33. 9 bundles. 1899-- also in Receipts and Expenditures, entry 698.

Expenditures for salaries, provisions, supplies, repairs: Voucher, check, register no.; name of payee; amt., purpose, date of payment; date of delivery of voucher to treasurer, certification by commissioners. Arr. by voucher no. No index. Hdw. on pr. form. 10 x 4 x 12. Va. 1, bsmt.

739. (ORIGINAL BILLS FOR PURCHASES - AGRICULTURAL SCHOOL), 1931--. 2 file boxes, 39 envelopes. Prior records destroyed.

Bills for school purchases: Name of creditor, dept. charged; description of items; amt., date of bill; order of payment, schedule no. Arr. by schedule no. and by date of order of payment. No index. 39 envelopes, 1931-34, 8 x 10 x 2, va. 1, bsmt.; 2 file boxes, 1934--., 12 x 14 x 24, cabinet, treas. off., first fl.



## Trial Balances and Verifications

740. (Annual) TRIAL BALANCE (Appropriations and Expenditures), 1904-17.  
1 vol.

Item, amt. of expenditure; amt., date of appropriation. Arr. by year. No index. Hdw. on pr. form. 65 pp. 21 x 14 x  $\frac{1}{2}$ . Va. 1, bsmt.

741. DAILY CASH BALANCE (Receipts and Deposits), 1919-29. 95 vols.  
Receipts: Name of payer; amt., date of receipt. Deposits: Name of bank; amt., nature, date of deposit. Arr. chron. No index. Hdw. on pr. form. 100 pp. 10 x 8 x  $\frac{3}{8}$ . Va. 1, bsmt.

See also entry 714.

742. (ACCOUNT VERIFICATION BOOK), 1930--. 2 vols. System estab. 1930.  
Name, amt., date of account; p. ref. to (Distribution of Appropriation Expenditures), entry 708. Arr. by month. No index. Hdw. on pr. form. 300 pp. 8 x 6 x 2. Va., treas. off., first fl.

## Original Documents and Contracts

743. (Original) DOCUMENTS, 1876--. 19 file boxes.  
Original county papers: Loans, loan authorizations, tax apportionments, contracts, orders, appropriations, bills of sale, agreements. Arr. by document no. Hdw. 5 x 12 x 18. Va., treas. off., first fl.

744. INDEX TO DOCUMENTS, 1876--. 10 file boxes.  
Name, nature, no., date of document. Arr. by name of document. Hdw. 4 x 6 x 15. Va., treas. off., first fl.

745. (Original) CONTRACTS, 1922--. 7 file boxes. System estab. 1922.  
Name, address of contractor; no., terms, date of contract; certification of completion. Arr. by contract no. Hdw. 12 x 5 x 18. Va., treas. off., first fl.

746. INDEX TO CONTRACTS, 1922--. 1 file box.  
Name of contractor; no., date of contract. Arr. by name of contractor. Hdw. 4 x 6 x 15. Va., treas. off., first fl.

747. (Correspondence Concerning) CHECKS DEPOSITED WITH BIDS, 1928--.  
1 file box.  
Correspondence between treasurer and contractors relative to deposit and return of checks. Arr. by date of bid. No index. 5 x 12 x 18. Va., treas. off., first fl.

For other records of checks, see entries 714-717.

748. PAYMENTS ON CONTRACTS (Commissioners' Orders to Pay), 1882-91.  
1 vol.  
Orders from commissioners to treasurer to pay bills incurred through contracts: Name of payee; amt., type, date of contract; order to pay, signatures of commissioners. Arr. by date of order. No index. Hdw. on pr. form. 420 pp. 14 x 8 x  $1\frac{1}{2}$ . Va. 1, bsmt.

See also entry 743.





Dog Damages and Licenses  
(See also entries 14, 15.)

749. DOG DAMAGES (Awarded), 1886--. 6 vols., 3 bundles. System estab. 1886.

Name, address of payee; amt. of damages, appraiser's fee, date of payment; voucher, check no.; total. Arr. by voucher no. No index. Hdw. on pr. form. Vols., 250 pp., 15 x 14 x 2; bundles, 10 x 8 x 4. 5 vols., 3 bundles, 1886-1932, va. 1, bsmt.; 1 vol., 1933--., va., treas. off., first fl.

750. DOG LICENSES (Fees Remitted by Cities and Towns), 1933--. 1 vol. License no., date of issue, fee; name of city or town, clerk and treasurer. Arr. alph. by name of city or town. No index. Hdw. on pr. form. 100 pp. 14 x 9 x 2. Va., treas. off., first fl.

751. DOG LICENSES (Monthly Returns of Clerk and Semi-Annual Statements of Treasurer), 1933--. 1 file box.

No. of licenses issued, amt. received, deductions. Arr. alph. by name of city or town. No index. 12 x 14 x 24. Cabinet, treas. off., first fl.

752. (DOG LICENSE STUBS), 1933--. 102 bundles.

Name, age, sex, breed, color of dog; name of owner, license no., fee, date of payment. Arr. by license no. and chron. by year. No index. Hdw. on pr. form. 4 x 5 x 9. Shelf, treas. off., first fl.

Plans

753. PLANS AND SPECIFICATIONS OF ADDITION TO ADMINISTRATION AND DORMITORY BUILDINGS OF ESSEX COUNTY TRAINING SCHOOL, 1924. 22 plans.

Physical maps showing plan of building and grounds with specifications for construction or addition. Author unknown. Lawrence, William J. Delaney. Blueprint. Scale, 1/8":1'. 40 x 20. Va. 1, bsmt.

754. PLANS AND SPECIFICATIONS FOR HOMEMAKING BUILDING, AGRICULTURAL SCHOOL, 1925. 12 plans.

Physical maps showing plans of building and grounds. Author unknown. Lynn, Sanborn and Weed. Blueprint. Scale, 1/4":1'. 24 x 36. Va. 1, bsmt.

Miscellaneous

755. INSURANCE POLICIES, 1916-42. 3 file boxes. System estab. 1916. Original policies for liabilities, workmen's compensation, automobile damages, fire insurance on county property: Names of contracting parties; date of issue, expiration; terms of contract. Arr. by policy no. No index. Hdw. on pr. form. 5 x 12 x 18. Va., treas. off., first fl.

756. CLAIMS AND TRUSTEES (Claims and Trustee Writs against Employees), 1934--. 1 file box.

Claims and trustee writs against employees: Name of plaintiff, defendant; name, description of trustee; date of service, disposition. Arr. by date of service. No index. 12 x 5 x 18. Va., treas. off., first fl.



757. OFFICERS' BONDS, 1934--. 1 file box. System estab. 1934. Bonds filed by county officers: Name, position of officer; no., amt. of bond; name of bonding company, date of filing. Arr. by date of filing. No index. 5 x 12 x 18. Va., treas. off., first fl.

758. CORRESPONDENCE, 1925--. 2 file boxes. Communications relative to financial matters, reports on dept. activities, requests for information. Arr. by name of city or town. No index. 12 x 14 x 24. Cabinet, treas. off., first fl.

759. (MISCELLANEOUS PAPERS AND CORRESPONDENCE), 1930--. 2 file boxes. Miscellaneous papers relative to personnel of depts.: Applications, transfers of employment; changes in rate of pay; certificates of employment; correspondence pertaining thereto. Arr. alph. by name of employee and by dept. No index. Hdw. 14 x 14 x 28. Cabinet, treas. off., first fl.

760. (PERSONNEL LIST OF ESSEX COUNTY), 1937--. 11 visible indexes. System estab. 1937. List of employees of depts.: Name of dept.; name, age, sex, birthplace of employee; rate of pay, date of employment. Arr. alph. by name of employee and by dept. No index. Hdw. on pr. form. 1 x 18 x 22. Shelf, treas. off., first fl.

### XXXIII. ESSEX COUNTY RETIREMENT BOARD

Although the enabling act allowing the establishment of county retirement systems was first proposed by the General Court in 1911 (Acts and Resolves of Massachusetts, 1911, Ch. 634, Sec. 2 ), it was not accepted by Essex County until 1936. (Ibid., 1936, Ch. 400, Sec. 25I.)

The retirement board of Essex County consists of the county treasurer and one county resident elected by the members of the system or appointed by the county commissioners for three years. Both officers appoint another county resident for the board for a term of three years. Vacancies in the offices are filled in the same manner as the previous appointment or election of the incumbents. A chairman and secretary are elected from the membership of the board and such clerical assistance and other services as are required to transact the business of the system are furnished by the county treasurer. Funds for the administration of the retirement system are raised by county appropriations from the annual tax levy. (Ibid., Sec. 25F.)

With the establishment of the board, all county employees, except those elected by popular vote or those who were already entitled to pensions, were eligible for membership in the association. Any member who had reached the age of sixty and had been in the continuous service of the county for fifteen years was eligible for retirement by the board on recommendation of the head of the department in which he worked.



Today retirement is mandatory in the case of a county employee who has reached the age of seventy. County employees who have completed thirty-five years of continuous service are permitted to retire immediately. Officers of the jails and houses of correction who are found to be physically or mentally incapacitated by injuries sustained through no fault of their own in the performance of their duties are eligible for retirement, irrespective of age or length of service. Applications for disability retirement are void unless made within two years after the date of injuries received and the pensions and annuity payments granted by law are payable only from the date of application. (Ibid., 1930, Ch. 413.)

The board of retirement and the county commissioners are empowered to order the re-examination of any member who was pensioned as a result of disability connected with service. Reports concerning such examinations are submitted to the board and the county commissioners stating the physical and mental condition of the examinees. If the report is favorable, the retired member may be restored to active duty. If any member fails to submit to a re-examination, his retirement allowance is ended immediately. When a member dies from injuries received in the performance of his duties, his widow, provided the children of the deceased are under sixteen years of age, is given a pension equal to the retirement allowance for which the deceased was eligible. (Idem.)

Not later than January first of each year, the board of retirement submits an estimate of its expenses to the county commissioners. Funds necessary for the operation of the retirement system are obtained from the county treasurer. It is mandatory that the board keep in convenient form a record of its appropriations and expenditures as well as documents of all its proceedings, which may be open to public inspection. (Entry 761.) With the approval of the county commissioners, the board may employ an attorney from time to time for the disposition of controversial cases. Annually, it publishes a report of the fiscal transactions of the system, the amount of accumulated cash and securities on hand and the last balance sheet describing the financial condition of the board. This report is regularly printed in the annual report of the county commissioners. (Ibid., 1936, Ch. 400, Sec. 25F.)

All records are in the County Commissioners Building, 34 Federal Street, Salem; except where otherwise noted, they are in the county treasurer's office, first floor.

#### Minutes

761. (MINUTES OF MEETINGS), 1937--. 1 vol.

Discussions and decisions on membership applications, cash refunds, administrative matters. Arr. by date of meeting. No index. Hdw. 200 pp.  
11½ x 9 x 1.





Membership Records  
(See also entry 761.)

762. STATEMENT OF EMPLOYEE AND HEAD OF DEPARTMENT (Case Histories),  
1937--. 3 file boxes.

Name, address, age, birthplace, civil and marital status, military record, position, length of service, signature of employee; names of parents, no. of children, signature of dept. head. Arr. alph. by name of municipality, dept., and employee. No. index. Hdw. 12 x 13 x 27.

763. PERSONNEL AND RETIREMENT SYSTEM (Summary of Accounts), 1937--.  
15 visible indexes.

Name of dept.; name, address, personal history, employment record of employee; weekly, monthly, annual contributions and interest accrued thereon; account balance. Arr. by dept. No index. Hdw. 1 x 12 x 20.

Receipts and Expenditures

764. CASH BOOK (Receipts and Expenditures), 1937--. 1 vol.

Receipts from municipal and state grants, members' contributions, interest on investments: Name of payer; amt., source, date of income. Expenditures for retirement allowances, reimbursements, annuity fund, salaries, administration: Name of payee; amt., purpose, date of expenditure. Arr. by date of transaction. No index. Hdw. 300 pp. 14 x 16 x  $1\frac{1}{4}$ .

765. CHECK BOOK, 1937--. 1 vol.

Register of checks issued: Name of bank, payee; amt., no., date of check. Arr. by check no. No index. Hdw. 500 pp.  $9\frac{1}{2}$  x 14 x  $3\frac{3}{4}$ . Va.

766. CANCELED CHECKS, 1937--. 1 file box.

Name of bank, payee; amt., no., date of check. Arr. by check no. No index. Hdw. 10 x 4 x 20. Va.

777. DUPLICATE DEPOSIT SLIPS, 1937--. 1 vol.

Bank deposits: Name of bank; amt., itemization, date of deposit. Arr. chron. No index. Hdw. 150 pp.  $14\frac{1}{2}$  x  $3\frac{1}{2}$  x  $\frac{1}{2}$ . Va.

778. VERIFICATION OF BANK STATEMENT, 1937--. 1 vol.

Monthly reconciliation of bank balance: Name of bank; amts., dates of deposits, withdrawals; checks outstanding, comparative balances. Arr. by month. No index. Typed. 25 pp. 9 x  $11\frac{1}{2}$  x  $\frac{1}{2}$ . Va.

Schedules

779. TRIAL BALANCE, 1937--. 1 vol.

Monthly recapitulation of account balances: Debit, credit account balance; dept. balance. Arr. by month and alph. by name of account. No index. 20 pp. 16 x  $10\frac{1}{2}$  x  $3\frac{3}{4}$ . Va.



780. PAYMENT VOUCHERS (Schedule), 1937--. 1 file box.  
Monthly schedule of expenditures for pensions, reimbursements, annuity fund, salaries, administration: Amt., itemization, date of schedule. Arr. by month. No index. Hdw. 10 x 4 x 20. Va.

#### Journal and Ledger

781. JOURNAL, 1937--. 1 vol.  
Entries to adjust accounts: Name of account debited, credited; amt., explanation, date of entry. Arr. chron. No index. Hdw. 200 pp. 13½ x 9 x 3/4. Va.

782. GENERAL LEDGER, 1937--. 1 vol.  
Summary of accounts as posted from Journal, entry 781; Cash Book, 764: Name of account; amt., date of debit, credit posting; account balance. Indexed alph. by name of account. Hdw. 300 pp. 16 x 11 x 1½. Va.

#### XXXIV. COUNTY PERSONNEL BOARD

In 1930 the General Court established a new administrative body of state-wide jurisdiction known as the county personnel board. The board consists of three members elected by and from the county commissioners of the various counties for a term of three years. One is elected from the counties of Berkshire, Hampden, Hampshire and Franklin; the second from Essex, Middlesex and Worcester Counties; and the third from Barnstable, Bristol, Plymouth and Norfolk Counties, for whom the chairman of the county commissioners for Nantucket and Dukes Counties may vote. (Acts and Resolves of Massachusetts, 1930, Ch. 400, Sec. 5.)

The duties of the board are to classify salaries paid from the county treasury and administered by county officials except those of county commissioners, associate county commissioners, justices and special justices of district courts, clerks and assistant clerks of district courts, trial justices and other positions filled by the governor and council, and probation officers; to put into effect the classification and compensation plans and rules for their administration proposed by the director of accounts; and to pass upon and determine appeals relative to classification. (Idem.)

The board keeps no records within each county but files all its reports with the director of accounts at Boston. (Idem.)

#### XXXV. ESSEX COUNTY TUBERCULOSIS HOSPITAL

The establishment of the Essex County Tuberculosis Hospital in 1921 in Middleton was the first tangible result of the state's campaign against



tuberculosis started in 1915. (Senate Document, No. 100, 1922, p. 22.) In 1916 consumption was responsible for more deaths, in Massachusetts, than any other communicable disease. Numerous investigations and surveys relating to tuberculosis and its hospital problems were made, so that the state department of health recommended the erection and maintenance of county hospitals for the sole purpose of treating those affected with the disease. (House Document, No. 1758, 1916, pp. 2-3.) As a result of this recommendation, the legislature passed a bill in 1916 directing the commissioners of each county to provide hospital care for all tubercular persons living in towns having less than 50,000 inhabitants in their respective counties. (Acts and Resolves of Massachusetts, 1916, Ch. 286, Sec. 1.) In 1917, construction of the hospital was started, but due to crises occasioned by the World War was not completed until 1921.

To meet the cost of erecting the institution for Essex County, the county commissioners were authorized to borrow, on the credit of the county, the sum necessary to acquire land and to construct and equip the hospital at Middleton and for all other purposes, except for its care and maintenance. Essex County provides for the care and maintenance of the hospital. The cost of upkeep is then apportioned as taxation on the towns throughout the county which are liable to assessment. (Ibid., 1932, Ch. 65, Secs. 1, 2.)

Today, the Essex County Tuberculosis Hospital is excellently equipped and has an operating room, X-ray machines and one hundred and seventy-five beds. "Adequate" provision means one bed for each four deaths from tuberculosis in the district served by the hospital, the minimum number of beds allowed is fifty. (Ibid., 1936, Ch. 343, Sec. 1.) In addition, the commissioners are empowered to provide property, buildings and other equipment for the treatment of children susceptible to tuberculosis. (Ibid., 1927, Ch. 73, Sec. 1.) In 1931, a separate out-patient department was established and since then has freely dispensed diagnostic service and advice for the care and treatment of the disease. (Ibid., 1931, Ch. 36, Sec. 1.)

Patients are admitted to the hospital through application by the board of health of the town of Essex County in which they live. Charges for their support are based on the actual cost of their care and treatment, exclusive of all other expenses incurred by the institution. Patients paying for their own care, in whole or in part, may be admitted on terms fixed by the trustees. The charge for the support of a patient who is unable to pay is paid by the town sending him to the hospital. (Ibid., 1916, Ch. 287, Sec. 10.)

The commissioners are trustees of the hospital and are empowered to make suitable rules for its administration. They appoint the superintendent to serve during good behavior and the physicians subject to the approval of the state department of health. (Ibid., Sec. 9.)

The hospital, because it is supported in part by contributions from various towns in Essex County, is required to keep records of the treatment of the cases under their care and the medical history of the same. These records, unlike the public records of the county, are not open to public inspection, except upon a judicial order in connection with a judicial proceeding. (General Laws, 1932, Ch. 111, Sec. 70.) Entry 841, which antedates the





opening of the hospital, is self-explanatory. Many of the records were started in order to account for the new diversified work of the hospital (entries 788, 790, 791, 793, 794, 796-798, 800-802), as well as to keep a closer check on receipts and expenditures (entries 824-829).

Except where otherwise noted, all records are in the main building, Tuberculosis Hospital, Maple Street, Middleton.

Record of Patients  
(See also entries 838, 839.)

Admissions (See also entries 805, 823.)

783. ADMISSIONS AND DISCHARGES, 1921--. 2 vols.  
Patients admitted to and discharged from sanatorium: Name, address, age, sex of patient; date admitted and discharged. Contain: Deaths, entry 806. Arr. by date of admission. No index. Hdw. 400 pp. 14 x 9 3/4 x 1 1/2. Va., executive off., first fl.

784. ADMISSION BOOK (Register), 1921--. 2 vols.  
Patients admitted to sanatorium: Name, address, age, sex, former occupation of patient; type of disease. Arr. chron. Hdw. 300 pp. 11 x 9 x 1. Va., executive off., first fl.

785. INDEX (Admission Book), 1921--. 1 file box.  
Name, address of patient; case no., vol. and p. ref. Arr. alph. by name of patient. 4 x 5 x 18. Doctor's off., first fl.

Medical Histories

786. OUT-PATIENTS (Histories), 1921--. 10 file boxes.  
Name, address of patient; report of physical examination, X-ray; diagnosis, recommendations for treatment, clinical charts, correspondence with doctor. Arr. alph. by name of patient. No index. 11 x 13 1/2 x 25. Medical off., first fl.

787. OUT-PATIENTS (Histories by Type of Disease), 1929--. 1 file box.  
Name, address of patient; examination, diagnosis, complications, treatments, results. Arr. alph. by type of disease. No index. 5 x 4 x 16. Executive off., first fl.

788. PATIENTS TESTED (Children), 1935--. 1 file box. System estab. 1935.  
Children tested and X-rayed for tuberculosis: Name, address of child; diagnosis, recommendations, disposition of case. Arr. alph. by name of city or town. No index. 16 x 19 x 28. X-ray rm., bsmt.

789. NEW CLASSIFICATION DISEASES (Research Data), 1921--. 2 file boxes.  
Classification of diseases: Type of disease, variations, assigned no., remarks. Arr. alph. by name of disease. No index. 4 x 5 1/2 x 16. Executive off., first fl.



X-Rays (See also entries 786, 788.)

790. X-RAY RECORD BOOK, 1923--. 6 vols.

Name of patient, date of X-ray, classification of patient. Arr. chron. No index. Hdw. 300 pp. 10 x 8 x 1. X-ray rm., bsmt.

791. PNEUMOTHORAX FILE (Active Cases), 1930--. 3 file boxes.

X-rays of active cases in sanatorium; patients who had pneumothorax treatment or thoracoplasty operations. Arr. by case no. 15 x 19 x 27. Doctor's off., first fl.

792. (Index to) RESIDENT X-RAY CASES, 1930--. 1 file box. System estab. 1930.

Name, address of patient; case no. Arr. alph. by name of patient. 4 x 5 x 18. Va., X-ray rm., bsmt.

793. X-RAYS, INACTIVE CASES (Thoracoplasty Operations), 1925--. 3 file boxes. Prior records destroyed.

X-rays of patients on rest treatment who have had thoracoplasty operations: Name of patient, case no. Arr. by case no. No index. 15 x 19 x 25. Doctor's off., first fl.

794. OUT-PATIENT X-RAYS (Except Pneumothorax Cases), 1925--. 21 file boxes.

Name, case no. of patient. Arr. by case no. 15 x 19 x 28. 12 file boxes, X-ray rm.; 9 file boxes, strm.; bsmt. No division of dates possible.

795. (INDEX TO X-RAYS OF OUT-PATIENT), 1925--. 6 file boxes.

Name, address of patient; case no. Arr. alph. by name of patient. 4 x 5 x 18. X-ray rm., bsmt.

796. (Negatives of) PATHOLOGICAL X-RAYS (of Children's Diseases), 1935--. 1 file box. System estab. 1935.

Name of patient, date of X-ray, findings by doctor, recommendations, disposition of case. Arr. alph. by name of patient. No index. 16 x 19 x 28. School clinic, bsmt.

797. (Positives of) PATHOLOGICAL X-RAYS (of Children's Diseases), 1935--. 2 file boxes. System estab. 1935.

Name of patient, date X-rayed, findings by doctor, recommendations, disposition of case. Arr. alph. by name of patient. No index. 16 x 19 x 28. School clinic, bsmt.

798. (X-RAYS, CLOSED CASES), 1921-25. 1 file box.

All types of X-rays, except pneumothorax, of deceased patients: Name, case no. of patient. Arr. by case no. 6 x 19 x 25. Carpenter's shop, first fl.

799. (INDEX TO X-RAYS, CLOSED CASES), 1921-25. 1 file box.

Name, address of patient; case no. Arr. alph. by name of patient. 4 x 5 x 18. X-ray rm., bsmt.



Drug Records

800. RECORD (of Drugs Used in Wards), 1926--. 1 vol.

Quantity, type of medicine; date used, name of ward, signature of head nurse. Arr. by daily entry. No index. Hdw. 300 pp. 6½ x 12 x 2½. Treas. va., bsmt.

801. NARCOTIC RECORD, 1930--. 21 vols. System estab. 1930.

Name of patient; type, amt. of drug administered; name of nurse; time, date administered; ward, floor. Arr. by date of treatment. No index. 200 pp. 12 x 9 x ½. Treas. va., bsmt.

802. (MONTHLY NARCOTIC RECORD BY WARDS), 1930--. 1 file box. System estab. 1930.

Amt., name of narcotic used by each ward. Arr. alph. by ward, chron. entry. No index. 12 x 12 x 24. Medical off., first fl.

Discharges (See also entry 783.)

803. DISCHARGED CASES (Histories), 1921--. 44 file boxes.

Name, address of patient; date admitted; result of blood, urine, sputum tests; surgery performed, date discharged, case no. Arr. by case no. 12 x 12 x 24. Medical off., first fl.

804. INDEX (Discharges Cases), 1921--. 4 file boxes.

Name, address of patient; case no. Arr. alph. by name of patient. 4 x 5 x 18. Doctor's off., first fl.

805. ADMISSION CARDS (of Discharged Patients), 1921--. 1 file box.

Name, address, age, birthplace of patient; date of admission; name of doctor; names, addresses of relatives. Arr. alph. by name of patient, and by monthly entry. No index. 5 x 14 x 30. Executive off., first fl.

806. DEATHS, 1921--. 1 file box. 1921-- also in Admissions and Discharges, entry 783.

Deceased patients: Name, address, age, birthplace of patient; name of physician; names, addresses of relatives; date of death. Arr. alph. by name of deceased, and by monthly entry. No index. 5 x 14 x 30. Executive off., first fl.

## Records of Employees

(See also entries 833-837, 839.)

807. APPLICATIONS FOR EMPLOYMENT, 1932--. 1 file box. Prior records destroyed.

Name, address, age, birthplace, employment record, references, signature of applicant; date of application. No arr. No index. 5 x 14 x 30. Steward's off., bsmt.





## 808. RECORDS OF EMPLOYEES, 1928--. 1 file box.

Name, address, age of employee; date of employment, nature of work, duties; date of dismissal. Arr. alph. by name of employee. No index. 5½ x 6½ x 17. File, steward's off., bsmt.

## 809. NURSES AND ATTENDANTS, 1922--. 4 file boxes. System estab. 1922.

Employees on nursing staff: Applications for assignments; name of student, attendant, or graduate nurse; education, experience. Arr. alph. by name of employee. No index. 12 x 12 x 24. Medical off., first fl.

## 810. RECORD OF STUDENTS (Nurses), 1922--. 1 vol. System estab. 1922.

Name, address, age of student nurse; date of entrance, graduation. Arr. by year. No index. Hdw. 300 pp. 13½ x 9 x 1. Medical off., first fl.

## 811. WEEKLY (Student Nurse's) TIME REPORT, 1921--. 15 vols.

Name, address of student nurse; hours of instruction. Arr. chron. No index. Hdw. 150 pp. 9 x 6 x ½. Medical off., first fl.

## 812. (Employees') WEEKLY TIME BOOK, 1931--. 5 vols.

Name of employee, nature of work, no. of hours worked, date of report. Arr. by week. No index. Hdw. 100 pp. 7 x 4 x ½. Housekeeping dept. off., bsmt.

## 813. HOUSEKEEPING DEPARTMENT (Employees' Yearly Time Book), 1936--.

1 bundle.

Name of employee, time worked each day, nature of work, no. of hours, dates. Arr. chron. No index. Hdw. 8½ x 5 x 2. Housekeeping dept. off., bsmt.

## 814. (Power-House Employees') TIME SHEETS, 1936--. 1 bundle. Prior records destroyed.

Name of employee, nature of work, no. of hours worked, rate of pay. Arr. by day. No index. 8 x 5½ x ¼. Eng. off., Power-house.

## 815. (CARD INDEX OF EMPLOYEES), 1921--. 2 file boxes.

Physicians, nurses, and other hospital employees: Name, address, age of employee; telephone no.; names, addresses of friends and relatives. Arr. alph. by name of employee. 6 x 11 x 28. Executive off., first fl.

## 816. DISMISSALS, 1931--. 1 file box. System estab. 1931.

Discharges from service: Name of employee; cause, date of dismissal. No arr. No index. 6 x 8 x 16. Housekeeping dept. off., bsmt.

## Receipts and Expenditures

(See also entries 664, 730, 737, 834, 836.)

## 817. RECEIPTS AND EXPENDITURES, 1921--. 3 vols.

Receipts: Name of payer; amt., source, date of receipt. Expenditures: Name of payee; amt., purpose, date of expenditure. Arr. by date of transaction. No index. Hdw. 150 pp. 13½ x 12 x 1. Treas. va., bsmt.



## 818. PAY ROLL, 1921--. 14 vols.

Name of employee, dept.; amt. of salary, date of payment. Arr. chron. No index. Hdw. 150 pp. 14 x 9 x  $\frac{1}{2}$ . 13 vols., 1921-35, treas. va., bsmt.; 1 vol., 1936--, executive off., first fl.

## 819. CANCELED CHECKS, 1921--. 10 bundles, 6 file boxes.

Name of bank, payer, payee; amt., date of payment; signature of treasurer. Arr. by date of issue. No index. 10 bundles, 1921-30, 3 x 9 x 12, treas. va., bsmt.; 6 file boxes, 1931--., 4 x 12 x 18, executive off., first fl.

## 820. PURCHASE CARDS (Maintenance Supplies), 1926--. 6 file boxes.

Name of vendor; kind, cost, date of purchase; date of delivery. Arr. alph. by name of vendor. No index. 4 $\frac{1}{2}$  x 7 x 28. File, steward's off., bsmt.

## 821. PURCHASE ORDERS, 1932--. 12 vols.

Description, amt., date of purchase; name, address of vendor; date of delivery. No index. Arr. by date of purchase. Typed on pr. form. 500 pp. 8 $\frac{1}{2}$  x 10 x 4 $\frac{1}{2}$ . 10 vols., 1932-36, treas. va.; 2 vols., 1936--, steward's off.; bsmt.

## 822. BILLS (Purchases), 1921--. 21 file boxes, 2 bundles.

Name of creditor; cost, amt., date of purchase; date of delivery. Arr. by month. No index. 12 x 12 x 24. 21 file boxes, 1921-35, treas. va.; 2 bundles, 1936--, treas. off.; bsmt.

## 823. STATEMENTS TO ESSEX COUNTY TOWNS (Bills for Patients Treated), 1921--. 3 bundles.

Name, address, case no. of patient; date of admission, discharge; amt. due, name of town. Arr. alph. by name of city or town and by name of patient. No index. 4 x 5 x 17. Treas. off., bsmt.

## Maintenance and Construction

## 824. COAL RECEIVED AND COAL CONSUMED, 1926--. 2 vols.

Amt., date received; amt. on hand, amt. consumed. Arr. chron. No index. Hdw. 100 pp. 10 x 8 x  $\frac{1}{2}$ . Eng. off., Power-house.  
See also entry 830.

## 825. (Hourly and Daily) KILOWATT READINGS, 1926--. 25 vols.

Amt. of electricity generated hourly and daily. Arr. by date. No index. Hdw. 75 pp. 10 x 8 x  $\frac{1}{2}$ . Eng. off., Power-house.

## 826. GAS METERS (Readings), 1928--. 2 vols.

Meter readings of sanatorium bldgs.: Amt. of gas consumed, name of reader, date of reading. Arr. by month. No index. Hdw. 100 pp. 10 x 8 x  $\frac{1}{2}$ . Eng. off., Power-house.

## 827. WATER AND ELECTRIC METER BOOK, 1926--. 2 vols.

Monthly water and electric meter readings for industrial farm and hospital bldgs.: Present, previous reading; current amt. of water and electricity consumed, date of reading. Arr. by date of reading. No index. 100 pp. 10 x 8 x  $\frac{1}{2}$ . Eng. off., Power-house.



828. (STEAM BOILER INSPECTIONS AND REPAIRS), 1920--. 9 vols.  
Report on internal, external conditions; date of inspection, date of repair, name of repairman. Arr. by date of inspection. No index. Hdw. on pr. form. 50 pp. 11 x 8 x  $\frac{1}{2}$ . Eng. off., Power-house.

829. MAINTENANCE RECORDS, 1924--. 1 file box.  
Maintenance and repair work done on compressor, nurse's call system, electric clocks in Power-house and children's camp. Arr. by date of work. No index. 4 x 5 $\frac{1}{2}$  x 13. Eng. off., Power-house.

830. (CONSTRUCTIONS AND REPAIRS), 1927--. 1 file box. Prior records destroyed.  
Construction and repair work done at hospital: Name of contractor, nature of work, time expended. Includes receipted coal bills; record of ice manufactured. Arr. chron. No index. 4 x 5 $\frac{1}{2}$  x 13. Eng. off., Power-house.

#### Reports

831. REPORT ON THE ESSEX COUNTY TUBERCULOSIS HOSPITAL, 1922. 1 vol.  
Report by national tuberculosis association of work accomplished by sanatorium during its first year of existence. Arr. by subject. No index. Pr. 32 pp. 9 x 6 x 1/8. Va., executive off., first fl.

832. ANNUAL REPORT OF ESSEX COUNTY TUBERCULOSIS SANATORIUM, 1932.  
1 vol.  
Report of supt.: Summary of receipts, expenditures; no. of patients committed, treated. Arr. by subject. No index. Typed. 80 pp. 6 x 9 x  $\frac{1}{4}$ . Va., executive off., first fl.  
See also entry 692.

#### Correspondence

833. SUPERINTENDENT'S CORRESPONDENCE, 1921--. 9 file boxes, 10 bundles. Prior records destroyed.  
General correspondence to and from supt. concerning rates, facilities of hospital; appointments, visiting dates. Arr. alph. by name of correspondent. No index. 9 x 12 x 4. 8 file boxes, 10 bundles, treas. va., bsmt.; 1 file box, 1936--., executive off., first fl.

834. ENGINEER'S CORRESPONDENCE, 1921--. 2 file boxes.  
Communications concerning purchases of stock, equipment; insurance, boiler inspections; contracts, catalogues, price lists. Arr. alph. by subject. No index. Eng. off., Power-house.

835. NURSE'S TRAINING SCHOOL CORRESPONDENCE, 1926--. 5 file boxes.  
Prior records destroyed.  
Miscellaneous correspondence, applications, recommendations, training records of nurses. Arr. alph. by name of correspondent. No index. 11 x 13 x 4 $\frac{1}{2}$ . Va., executive off., first fl.





836. CORRESPONDENCE (Steward's), 1928--. 1 file box. Prior records destroyed.

Communications relative to purchase of supplies: Name, address of bidder; amt., date of bid; date of acceptance or rejection. Arr. alph. by name of bidder. No index. 12 x 12 x 24. Steward's off., bsmt.

837. LETTERS, 1931--. 1 file box. Prior records destroyed.

Applications for employment, recommendations by past employers, general correspondence. No arr. No index. 8 x 12 x 12. Housekeeping dept. off., bsmt.

#### Miscellaneous

838. (ALPHABETICAL INDEX OF PATIENTS), 1936--. 6 kardex files.

Name, town or city of patient; case no., name of hospital ward. Arr. alph. by name of patient. 6½ x 28 x 1. Executive off., first fl.

839. DAILY CENSUS (Number of Patients and Employees), 1921--. 3 vols.

No. of men, women, boys, girls; no. of bed patients, vacancies, employees. Arr. by day. No index. Hdw. 250 pp. 11 x 9 x ½. 1 vol., 1921-27, va., executive off.; 2 vols., 1928--, executive off.; first fl.

840. (MENUS), 1922--. 1 bundle.

Kind of food; date, time served. Arr. by day. No index. 12 x 18 x 2. Cabinet, steward's off., bsmt.

841. (BLUEPRINTS OF PIPE AND WIRE LAY-OUTS), 1920--. 50 blueprints.

Lay-outs of pipes, wiring; foundation plans. Blueprint. Scale, ½":12". 24 x 36. Eng. off., Power-house.



## XXXVI. ESSEX COUNTY AGRICULTURAL SCHOOL

In 1911 the General Court authorized the establishment of an agricultural school in Essex County. The act was accepted by the county with the result that the Independent Agricultural School of the County of Essex was officially created in 1912. (Acts and Resolves of Massachusetts, 1912, Ch. 587, Sec. 1.) Funds for the purchase of additional land and construction of buildings were made available by the legislature in 1914. (Ibid., 1914, Ch. 227, Sec. 1.) Two years later the school was formally opened in its permanent quarters in Danvers. In 1917 the name of the school was changed to Essex County Agricultural School. (Ibid., 1917, Ch. 176, Sec. 1.)

The purpose of the institution, which is primarily a vocational agricultural school, is to provide facilities for the study of agriculture and related subjects by eligible residents and qualified nonresidents of the county, and to diffuse knowledge of modern agricultural methods by publications and practical demonstrations.

The school is free to all residents of Essex County over fourteen and under twenty-five years of age. (Ibid., 1912, Ch. 587, Sec. 5.) Nonresidents can attend provided there is no agricultural school in their municipalities. The approval or rejection of applicants rests with the board of education. The tuition of those admitted is paid by the city or town in which they live, the amount being fixed by the commissioner of education. On recommendation of the commissioner of education, the commonwealth reimburses the cities or towns to the extent of half the amounts so paid. In the cases of pupils placed in the school by the Massachusetts Training School and the State Department of Public Welfare, all of their tuition is paid by the commonwealth or the city of Boston. (Ibid., 1927, Ch. 85, Sec. 1.) Evening instruction is restricted to those employed during the day in agricultural work.

Soon after the incorporation of the school, the legislature added to the scope of its activities by authorizing the trustees to establish, equip and maintain an independent household arts division in the school. (Ibid., Sec. 1.) As a result, the homemaking division was organized a short time later. (Entries 871-881.)

The extension service of the school was a natural outgrowth of the original purpose of the institution and the duties of its teachers. The legislature decreed that the latter "shall investigate farm and market conditions for the purpose of advising individuals and organizations as to business methods among farmers and satisfactory methods of marketing farm products, shall instruct in the formation of cooperative enterprises and shall perform other work calculated to promote the agricultural or rural development" of the county. (Entries 882-890.) (Ibid., 1915, Ch. 189, Sec. 215.) Since 1916 a county agricultural agent has assisted the school in its extension work. He confers with the farmers of the county collectively in groups and individually, upon request, in problems connected with their farms. The agent is appointed by the trustees upon the recommendation of the Massachusetts State College. (Entry 882.)

Another thriving activity sponsored by the school is 4-H club work. Composed of young boys and girls, 4-H clubs are organized to develop in-



terest in agricultural pursuits, and in related handicrafts and practical arts. (Entries 891-894.)

The school is administered by a board of trustees composed of "four county residents, appointed by the governor and council, to serve for from one to four years as trustees of the institution in conjunction with the county commissioners." (Ibid., 1912, Ch. 587, Sec. 1.) The trustees have final responsibility for the administration of the school, appoint a director, and are accountable to the county treasurer for all money collected from the tuition of nonresident students, work of students and the sale of agricultural products. This latter income is used to defray the cost of operating the school. (Ibid., Sec. 5.) The balance of the expenses are estimated by the trustees and submitted to the county commissioners who forward them to the General Court for approval. If the court approves the budget, the trustees may obtain the sum by a requisition upon the county treasurer. (Ibid 1914, Ch. 719, Sec. 2.)

Except where otherwise noted, all records are in the Administration Building, Essex County Agricultural School, 562 Maple Street, Danvers.

#### Minutes and Reports

842. RECORDS OF MEETINGS OF BOARD OF TRUSTEES, 1913---. 4 vols.  
Minutes of meetings: Annual reports on school activities, budget estimates, appointments, discussion of school program, repairs, construction. Arr. by date of meeting. No index. Hdw. 200 pp. 12 x 10 x 2. Safe, business manager's off., first fl.
843. ANNUAL REPORT OF AUDITOR TO BOARD OF TRUSTEES, 1921---. 16 folders.  
Prior records destroyed.  
Receipts and expenditures: Amt., source, date of receipt; amt., purpose, date of expenditure; amt. of reimbursement expected from the state. Arr. by dept. No index. 9 x 11. Safe, main off., first fl.  
See also entry 847.
844. (School) COMMITTEE REPORTS (to Director), 1919---. 1 file box.  
Name of committee; subject, date of report. Arr. alph. by name of committee. No index. 14 x 12 x 23. Cabinet, director's private off., first fl.
845. MONTHLY STATE REPORT OF ATTENDANCE, 1913---. 3 file boxes.  
Reports to state dept. of education: No. of students present, tardy, dismissed; no. of new students, no. resigned. Arr. by date of report. No index. 4 x 6 x 16. Cabinet, main off., first fl.
846. (NIGHT JANITORS' REPORTS), 1923---. 11 bundles, 1 file board.  
Hourly temperature readings, persons entering main bldg., condition of barns. Arr. by date of report. No index. 11 bundles, 1923-34, 11 x 9 x 1½, attic; 1 file board, 1934---, 11 x 9 x 6, business manager's off., first fl.





## 847. MISCELLANEOUS REPORTS, 1921--. 1 file box.

Reports of auditor, retirement of teachers; monthly reports to trustees, annual financial statement. Arr. chron. No index. 5 x 10 x 15. Main off., first fl.

## Records of Students

## 848. ORIGINAL STUDENT APPLICATION CARDS, 1913--. 2 file boxes.

Name, address, age, previous education of applicant; names, occupations of parents. Arr. alph. by name of applicant. No index. 5 x 12 x 23. Cabinet, director's private off., first fl.

## 849. SCHOOL CENSUS CARDS, 1913--. 1 file box.

Name, address, age of student; previous education, date of entrance. Arr. alph. by name of student. No index. 5 x 7 x 16. Cabinet, main off., first fl.

## 850. (Boys') MEDICAL EXAMINATIONS, 1913--. 1 file box.

Name, address, age of student; name of doctor; result, date of examination. Arr. alph. by name of student. No index. 12 x 14 x 22. Education manager's off., first fl.

## 851. LIFE HISTORIES OF UNDERGRADUATES (Boys), 1933--. 1 file box.

Name, address, age of student; previous education, present scholastic record; names, occupations of parents. Arr. alph. by name of student. No index. 13 x 12 x 23. Education manager's off., first fl.

## 852. MASSACHUSETTS SCHOOL (Attendance) REGISTERS, 1915--. 19 vols.

Missing, 1929-34.

Names of students, absentees, students tardy. Arr. alph. by name of student and by date of report. No index. Hdw. 50 pp. 16 x 12 x  $\frac{1}{2}$ . 5 vols., 1915-20, safe, director's private off., first fl.; 8 vols., 1920-28; attic; 6 vols. 1935--, main off., first fl.

## 853. ARMY GROUP EXAMINATION ALPHA TESTS (Intelligence Tests), 1926--.

10 bundles, 1 file box.

Test questions, name, course of student; rating on test, intelligence quotient. Arr. alph. by name of student. No index. 10 bundles, 1926-35, 3 x 9 x 14, attic; 1 file box, 1936--, 12 x 8 x 18, education manager's off., first fl.

## 854. TERM MARK SUMMARIES (Scholarship Ratings), 1928--. 1 file drawer.

Name of student, subject studied, term rating, name of instructor, date of term. Arr. alph. by name of student. No index. Hdw. 11 x 13 x 23. Education manager's off., first fl.

For prior records, see entry 858.



## 855. (Farm) PROJECT PLAN CARDS, 1918---. 2 file boxes.

Projects to be started by students: Name, class of student; name, location, size of project; amt. of equipment; signature of student, instructor. Arr. alph. by name of student. No index. 4 x 6 x 10 $\frac{1}{2}$ . 1 file box, 1918, attic; 1 file box, 1919---, education manager's off., first fl.

## 856. SUMMER (Farm) PROJECT RECORDS (Boys), 1922---. 32 bundles, 1 file box.

Work connected with school program, done by students during summer vacation: Name of student, type of work, report of progress. Arr. alph. by name of student. No index. 32 bundles, 1922-34, 6 x 9 x 11, attic; 1 file box, 1933---, 10 x 12 x 22, education manager's off., first fl.

## 857. MALE GRADUATING CLASSES, 1917---. 1 folder.

Name, address of student; date of graduation. Arr. alph. by name of student. No index. 10 x 12. File cabinet, main off., first fl.

## 858. PERMANENT STUDENT RECORDS (Case Histories of Former Students), 1916---. 9 file boxes.

Name, scholastic rating, previous education of student; report of practice farm work, students' correspondence. Arr. alph. by name of student. No index. 13 x 12 x 23. 5 file boxes, 1916-29, education manager's off.; 4 file boxes, 1930---, business manager's off., first fl.

## 859. RECORD OF GRADUATES AFTER COMPLETION OF COURSE, 1917---. 2 file boxes.

Postgraduate case histories: Name, address of graduate; name of course, date of graduation; kind, source of position. Arr. alph. by name of graduate. No index. 12 x 12 x 23. Cabinet, business manager's off., first fl.

## 860. TEACHERS' CLASS BOOK (Report of Students' Work), 1916---. 70 vols.

Name of student, class, teacher; rating of student; date of report. Arr. alph. by name of student. No index. Hdw. on pr. form. 50 pp. 6 x 5 x  $\frac{1}{2}$ . 64 vols., 1916-35, attic; 6 vols., 1936---, in custody of instructors.

## 861. DISCHARGE CARDS (Students Leaving Before Graduation), 1913---. 1 file box.

Name, address, age of student; date of admission, discharge; reason for leaving. Arr. by date of discharge. No index. 5 x 7 x 16. Main off., first fl.

## 862. UNCLAIMED DIPLOMAS AND CERTIFICATES, 1936---. 1 folder.

Name of student, director, course; names of trustees, date of graduation. No arr. No index. 20 x 16. Safe, business manager's off., first fl.



863. NOTIFICATION (to Cities and Towns) OF RESIGNATION, DISMISSAL, OR CHANGE OF ADDRESS OF NONRESIDENT STUDENTS, 1913--. 1 folder. Name, address of student; amt. due. Arr. alph. by name of student. No index. 14 x 12. Safe, main off., first fl.

864. HOMES FOR STUDENTS (List of Eligible Boarding Places), 1936--. 1 file box. Name, address of home owner eligible to house students. Arr. alph. by name of owner. No index. 4 x 5 x 16. Director's private off., first fl.

Faculty Records  
(See also entries 860, 870.)

865. INSTRUCTORS' DAILY REPORTS, 1919--. 17 bundles, 4 file boxes. Report of work accomplished, home assignments, projects visited. Arr. alph. by name of instructor. No index. Bundles,  $6\frac{1}{2}$  x  $4\frac{1}{2}$  x  $5\frac{1}{2}$ ; file boxes, 6 x 4 x 13. 17 bundles, 3 file boxes, 1919-34, attic; 1 file box, 1934--, education manager's off., first fl.

866. INSTRUCTORS' INDIVIDUAL RECORDS, 1922--. 1 file box. Name, address, education of instructor; major, secondary subject; miscellaneous information. Arr. alph. by name of instructor. No index. 12 x 12 x 24. Cabinet, business manager's off., first fl.

867. FACULTY RECORDS OF SERVICE, 1913--. 1 file box. Time records of teachers: Name of teacher; no. of regular, extra hours worked. Arr. alph. by name of teacher, chron. entry. No index. 14 x 12 x 22. Cabinet, main off., first fl.

868. CAMPUS COUNSELLOR'S REPORT (Night Work by Students), 1924--. 1 bundle, 1 file board. Missing, 1925-33. Name of student; amt., nature of work; report of conduct, date of report. Arr. alph. by name of student. No index. 1 bundle, 1924-35, 16 x 12 x 6, attic; 1 file board, 1935--, 11 x 10, main off., first fl.

869. APPLICATIONS FOR TEACHING POSITIONS, 1913-25. 1 bundle. Name, address, age of applicant; previous experience, references. Arr. by date of application. No index. 4 x 8 x 12. Safe, director's private off., first fl.

870. TEACHERS' RETIREMENT FUND (Schedule of Accounts), 1913--. 1 folder. Name, address of teacher; amt. of monthly payment, total amt. paid; place of previous employment. Arr. alph. by name of teacher. No index. 14 x 12. Safe, main off., first fl.  
See also entry 847.





## Homemaking Division

Records of Students (See also entry 881.)

## 871. APPLICATION CARDS (Girls), 1913---. 1 file box.

Name, address, age of applicant; date of birth, previous education; names, occupations of parents. Arr. alph. by name of applicant. No index.  
8 x 12 x 23. Cabinet, education manager's off., first fl., Homemaking Bldg.

## 872. MEDICAL EXAMINATION (Girls), 1928---. 1 file box. Prior records destroyed.

Name, address, age of student; name of doctor; result, date of examination. Arr. alph. by name of student. No index. 12 x 14 x 22. Education manager's off., first fl., Homemaking Bldg.

## 873. LIFE HISTORIES OF GIRL STUDENTS, 1925---. 1 file box. Prior records destroyed.

Name, address, age of student; previous education, present scholastic record; names, occupations of parents. Arr. alph. by name of student. No index.  
12 x 14 x 22. Cabinet, education manager's off., first fl.

## 874. HOMEMAKING FOOD TIME CARD (Report of Kitchen Work), 1931---. 1 bundle, 1 file box.

Name, class of student; hours in kitchen, description of work, total hours. Arr. by date of report. 1 bundle, 1931-35, 8 x 5 $\frac{1}{2}$  x 5, attic, main bldg.; 1 file box, 1936---, 5 x 8 x 18, education manager's off., Homemaking Bldg.

## 875. SUMMER PROJECT VISITING CHART (Girls), 1928---. 1 file box. Records prior to 1925 destroyed by fire; resumed in 1928.

Visits made by instructor to projects conducted by students: Name of student, instructor; type of project, date of visit. Arr. alph. by name of student. No index. 10 x 12 x 22. Desk, education manager's off., Homemaking Bldg.

## 876. RECORDS OF WOMEN GRADUATES AFTER COMPLETING COURSE, 1917---. 1 file box.

Name, address of graduate; name of course; kind, source of position; miscellaneous information. Arr. alph. by name of graduate. No index.  
12 x 12 x 23. Cabinet, business manager's off., first fl.

## 877. RECORD CARDS INACTIVE (Former Girl Students), 1914---. 2 file boxes.

Name, address of student; name of course, scholastic record. Arr. alph. by name of town and by name of student. No index. 5 x 7 x 22. Cabinet, main off., first fl.

## 878. HOMEMAKING JOB RECORD, 1925---. 6 bundles.

Students' time record: Name, class of student; hours in school, on job; name of job, weekly time recapitulation. Arr. chron. No index.  
8 $\frac{1}{2}$  x 10 x 5. Attic.



Expenditures (See also entry 881.)

879. UNIFORM PRODUCTIVITY ACCOUNTING RECORD (Homemaking Projects),  
1919---. 1 vol.

Name, description, cost of project; source of material, amt. of sale. Arr. chron. No index. Hdw. 200 pp. 12 $\frac{1}{2}$  x 24 x 1. Safe, bookkeeping dept., main off., first fl.

880. HOMEMAKING (Project) COST CARDS, 1922---. 15 bundles. Missing, 1925-26.

Cost of production of articles: Name of student, customer; cost of labor, product; amt. received; hours, date of labor. Arr. alph. by name of student. No index. 6 x 4 x 5. Attic.

Miscellaneous (See also entry 754.)

881. GENERAL RECORDS, 1928---. 1 file box.

Miscellaneous records of manager of education: Class schedules, special projects, result of mental tests, correspondence, petty cash accounts. Arr. alph. by subject. No index. 12 x 14 x 22. Education manager's off., first fl., Homemaking Bldg.

## Extension Service

882. COUNTY AGRICULTURAL AGENT'S ANNUAL REPORT, 1916---. 17 vols.  
Missing, 1920-21, 1924-25.

Statistics of all activities, report of work done, discussion of present problems and future outlook. Arr. by subject. No index. Typed. 50 pp. 18 x 12 x 2. Main off., first fl.

883. INSTRUCTORS' DAILY REPORT (of Projects), 1923---. 11 bundles,  
1 file box.

Description of project; meetings, conferences attended; total hours of work. Arr. by date of report. No index. 11 bundles, 1923-34, 11 x 9 x 6, attic; 1 file box, 1935---, 12 x 12 x 24, education manager's off., first fl.

884. FUTURE FARMERS OF AMERICA, 1930---. 6 vols.

General records of association: Minutes of meetings, elections, athletics, conventions; constitution, by-laws; lectures; annual reports of committees; report of roadside stand. Indexed alph. by subject. Hdw. and typed. 100 pp. 14 x 12 x 2. Future farmers' rm., second fl.

885. ENROLLMENT OF FARMERS, 1936---. 2 file boxes.

Extension dept. members: Name, address, age of farmer; size, description of farm; no. of domestic animals. Arr. alph. by name of town and by name of farmer. No index. 5 x 7 x 20. Main off., first fl.



886. RECORD CARDS ACTIVE (Extension Service), 1913---. 2 file boxes. Name, address of student; name of course. Arr. alph. by name of town and by name of student. No index. 5 x 7 x 22. Cabinet, main off., first fl.

887. (Data on) ORGANIZATIONS, 1913---. 1 file box. Suggestions for conduct of organizations, exhibits, camps, field trips; description of similar past activities. Arr. alph. by subject. No index. 14 x 12 x 23. Cabinet, main off., first fl.

888. (Miscellaneous) CORRESPONDENCE, 1932---. 1 box. Letters to and from students relating to projects. Includes reports of progress from students. Arr. alph. by name of student. No index. 12 x 14 x 22. Cabinet, main off., first fl.

889. CORRESPONDENCE (Concerning Poultry Raising), 1932---. 1 file box. Letters from and to poultry raisers regarding care, feeding of poultry. Includes bulletins of information from school. Arr. alph. by name of town. No index. 16 x 12 x 23. Cabinet, main off., first fl.

890. CORRESPONDENCE AND GENERAL INFORMATION, 1936---. 1 file box. Correspondence, 1913-34, in General Correspondence, entry 931. Requests from farmers regarding agricultural problems; answers from school. Arr. alph. by subject. No index. 15 x 12 x 23. Cabinet, main off., first fl.

#### 4-H Clubs

891. ENROLLMENT OF 4-H CLUB MEMBERS, 1920---. 3 file boxes. Name, address, age of member; type of project. Arr. alph. by name of member. No index. 3 x 5 x 14. Cabinet, main off., first fl.

892. 4-H CLUB RECORDS AND BULLETINS, 1914---. 3 file boxes. Records of projects: Name, type, cost of project; amt. of time, material; result; bulletins of new systems, suggestions, instructions. Arr. alph. by name of project. No index. 16 x 12 x 23. Cabinet, main off., first fl.

893. 4-H CLUB REPORTS AND CORRESPONDENCE, 1936---. 1 file box. Correspondence, 1913-34, in General Correspondence, entry 931. Reports of projects operated by members; correspondence to and from members regarding problems. Arr. alph. by name of town. No index. 16 x 12 x 23. Cabinet, main off., first fl.

894. NEGATIVES AND PHOTOGRAPHS (4-H Club), 1914---. 1 file box. 4-H club projects, members at work. Arr. chron. No index. 5 x 7 x 14. Main off., first fl.





## Administration of Office

Receipts and Expenditures (See also entries 739, 870, 933.)

895. STATE FORM (Cash Journal and Ledger of Receipts and Expenditures), 1913--. 20 bundles, 1 vol.

Receipts: Name of payer; amt. source, date of income. Expenditures: Name of payee; amt.; purpose, date of expenditure; summary of income for each dept. Arr. by account no. No index. Hdw. 20 bundles, 1913-35, 18 x 14 x 3, attic; 1 vol. 1936--, 75 pp., 12 x 24 x 1, safe, main off., first fl.

896. CONTROLLING LEDGER (Receipts and Expenditures), 1921--. 3 bundles, 1 vol. Missing, 1924, 1926-27. Title varies: 3 bundles, 1921-28, titled Ledger Sheets.

Receipts and expenditures of agriculture, homemaking, extension depts.: Name of dept.; amt., source, date of income; amt., purpose, date of expenditure; balance. 3 bundles, 1921-28, arr. by date of transaction, no index, 10 $\frac{1}{2}$  x 7 x 3, attic; 1 vol., 1929--, indexed alph. by name of dept., hdw., 250 pp., 18 x 9 x 3, safe, main off., first fl.

897. FINANCIAL RECORDS (Monthly Recapitulations), 1920--. 1 vol. Monthly recapitulations of daily financial record book: Amt., source, date of income; amt., purpose, date of expenditure. Arr. chron. No index. Hdw. 200 pp. 24 x 12 x 2. Safe, Main off., first fl.

898. ANNUAL FINANCIAL STATEMENT, 1925--. 1 file box. Receipts and expenditures of each school dept.: Name of dept.; amt., source, date of income; name of payer; amt., purpose, date of expenditure. Arr. chron. No index. 5 x 10 x 15. Main off., first fl.  
See also entry 847.

899. VOUCHERS (Purchases and Pay Rolls), 1913--. 112 bundles, 242 folders. Bills payable: Nature, date of purchase; amt., date of bill; name of creditor, school dept. Contain: Weekly Pay Roll Reports, 1931--, entry 902. Arr. alph. by name of creditor and by bill no. 112 bundles, 1913-24, 8 x 4 x 3, attic; 242 folders, 1925--, 10 x 16 x 2, cabinet, main off., first fl.

900. (INDEX TO VOUCHERS), 1913--. 4 file boxes. Name of creditor, bill no. Arr. alph. by name of creditor. 3 x 5 x 14. Main off., first fl.

901. PURCHASING ORDERS, 1929--. 67 bundles. Amt., kind of material ordered; name of merchant, dept.; date of order. Arr. by date of order. No index. 9 x 3 x 3. 43 bundles, 1929-33, attic; 24 bundles, 1934--, business manager's off., first fl.

902. WEEKLY PAY ROLL REPORTS, 1922-30. 11 bundles. 1931-- in Vouchers (Purchases and Pay Rolls), entry 899. Name of employee, no. of hours worked; rate, amt. of pay; name of dept., signature of business manager. Arr. chron. No index. 11 x 8 $\frac{1}{2}$  x 2. Attic.



## 903. (IRREGULAR PAY ROLL), 1914-16. 1 bundle.

Services by persons not regularly employed by the school: Name of worker; description, date of service; amt. of pay. Arr. alph. by name of worker. No index. 3 x 5 x 3. Attic.

## 904. ORIGINAL SALES SLIPS (Farm Products), 1922--. 18 folders, 1 file box.

Name, address of purchaser; description, price of article; sales slip no., date of sale. Arr. by date of sale. No index. 18 folders, 1922-34, 8 x 4 x 1/8, shelf, attic; 1 file box, 1935--., 6 x 5 x 15, safe, main off., first fl.

## 905. DEPARTMENTAL SALES SHEET (Farm Products), 1922-29. 8 bundles.

Sales receipts: Date of sale, name of buyer, amt. received, amt. due. Arr. by date of sale. No index. 17 x 11 x 1. Attic.

## 906. CHARGE SALES BOOK, 1922-28. 15 vols.

Products sold to charge accounts: Name of purchaser, kind of product; amt., date of sale. Arr. by date of sale. No index. Hdw. 75 pp. 12 1/2 x 10 1/2 x 1/2. Attic.

## 907. REQUEST FOR APPROVAL OF BUDGET (Estimates of Expenditures), 1913--. 24 vols.

Name of dept., amt. needed, amt. on hand. Arr. chron. No index. 18 x 12 x 1/2. Safe, director's private off., first fl.

## 908. STUDENTS' DEPOSIT FUND RECORD BOOK, 1926--. 1 bundle, 2 vols.

Title varies: 1 bundle, 1926-31, titled Students' Deposits.

Record of money deposited to cover loss of school property: Name of student; amt., date of deposit; amt. of charge. No index. Hdw. 1 bundle, 1926-31, arr. by date of deposit, 9 x 11 x 4, attic; 1 vol., 1932-35, arr. alph. by name of student, 100 pp., 12 x 10 x 2, attic; 1 vol., 1936--., arr. alph. by name of student, 100 pp. 12 x 10 x 2, main off., first fl.

## 909. (Bank) DEPOSIT SLIPS, 1928-33. 4 vols. Missing, 1930-32.

Name of bank, depositor; amt., nature, date of deposit. Arr. by date of deposit. No index. Hdw. 100 pp. 12 x 3 x 1/4. Attic.

For subsequent records, see entry 714.

## 910. STUDENTS' REQUISITIONS FOR CAREFARE REFUND, 1924--. 1 file box.

Prior records destroyed.

Requests for transportation expenses: Name, address of student; amt., date of expenditure. Arr. alph. by name of student. No index. 14 x 12 x 23. Main off., first fl.

## 911. CAREFARE REIMBURSEMENTS, 1925--. 5 bundles. Prior records destroyed.

Name of student; amt., date of reimbursement. Arr. alph. by name of student. No index. 12 x 9 x 1. 2 bundles, 1925-32, attic; 1 bundle, 1933--., desk, main off., first fl.



Bank Checks and Statements

## 912. CHECK BOOK STUBS, 1914-33. 110 vols.

Name of payee; amt., purpose, no., date of check; amt. of balance. Arr. by date of check. No index. Hdw. on pr. form. 160 pp. 10 x 13 x 1. Attic.

## 913. CANCELED CHECKS, 1919-33. 4 file boxes. 1925-33 also in Bank Statements and Canceled Checks, entry 914.

Name of bank, payee, payer, endorser; amt., date of check. Arr. by date of issue. No index.  $5\frac{1}{2}$  x  $10\frac{1}{2}$  x 24. Attic.

For subsequent records, see entry 716.

## 914. BANK STATEMENTS AND CANCELED CHECKS, 1925-33. 1 file box.

Statements of deposits, withdrawals: Amt., date; name of bank, name of account; balance. Contains: Canceled Checks, entry 913. Arr. chron. No index. 7 x  $4\frac{1}{2}$  x 13. Attic.

For subsequent bank statements, see entry 718.

## 915. FRED SMITH TRUSTEE FUND (Monthly Bank Statements), 1922-28. 7 bundles.

Name of bank, amt. of balance, date of statement. Arr. chron. No index. 11 x 9 x 1. Attic.

For subsequent records, see entry 718.

Credit Union

## 916. CASH JOURNAL (Receipts and Expenditures), 1933--. 1 vol.

Name of member, amt. of deposit, amt. of disbursement to each member. Arr. by date of transaction. No index. Hdw. 200 pp. 24 x 18 x 2. Cabinet, education manager's off., first fl.

## 917. CREDIT COMMITTEE'S BOOK (Applications for Membership), 1933--. 1 vol.

Name, address, salary of applicant; place, nature of employment; decision of committee. Includes audit of loans, cash. Arr. alph. by name of applicant. No index. 150 pp. 16 x 12 x 2. Education manager's off., first fl.

## 918. LEDGER (Members' Accounts), 1933--. 1 vol.

Name of member, date of posting from journal; debits, credits, balance. Arr. alph. by name of member. No index. Hdw. 150 pp. 14 x 10 x 2. File cabinet, education manager's off., first fl.

## 919. CREDIT UNION MONTHLY STATEMENTS, 1933--. 1 folder.

Summary of receipts and expenditures, assets and liabilities. Arr. chron. No index. 8 x 11 x 2. Cabinet, education manager's off., first fl.

## 920. NOTES (Applications and Loans to Members), 1933--. 1 file box.

Name, account no. of member; amt., date of loan; rate of interest. Arr. by account no. No index. Hdw. 4 x 6 x 10. Cabinet, education manager's off., first fl.





## 921. COLLECTIONS (Payments of Loans), 1933--. 1 vol.

Name, account no. of student; amt., date of loan, payment; rate of interest. Arr. by date of payment. No index. Hdw. 200 pp. 12 x 12 x 2. Main off., first fl.

## 922. CREDIT UNION DEPOSIT SLIPS, 1933--. 2 file boxes.

Name of depositor; amt., date of deposit. Arr. by date of deposit. No index. 3 x 6 x 10. Education manager's off., first fl.

## 923. NUMBER ACCOUNT CARDS (Credit Union), 1933--. 1 file box.

Loans, shares, deposits of individual members: Name, account no. of member; amt., date of loan, share, deposit. Arr. by account no. No index. 10 x 8 x 2. Main off., first fl.

## Farm Administration

(See also entries 904, 905.)

## 924. MILK TEST (Laboratory Analysis for Farmers), 1933--. 2 bundles, 1 file box.

Report of analysis of milk submitted to laboratory by farmers: Sample no., date of analysis; name of farmer, examiner; result of test, fee charged. Arr. alph. by name of farmer. No index. 2 bundles, 1933-35, 11 x 9 $\frac{1}{2}$  x 1 $\frac{1}{2}$ , attic; 1 file box, 1936--, 12 x 12 x 24, business manager's off., first fl.

## 925. WEEKLY FEED REPORT (Animals and Poultry), 1922-33. 27 bundles.

Kind of feed, amt. on hand, received, mixed; balance. Arr. chron. No index. 11 x 8 $\frac{1}{2}$  x 2. Attic.

## 926. (DAILY EGG REPORT AND MONTHLY SUMMARY), 1924--. 6 bundles, 1 file box. Missing, 1925-28, 1932-33.

Comparative daily reports: No. of eggs, no. for previous days of week, no. sold, income of sale; no. on hand, hatched; slip no., date of report. Arr. by date of report. No index. File box, 5 x 8 x 16; bundles, 14 x 12 x 23. Business manager's cabinet, main off., first fl.

## 927. DAILY REPORTS AND MONTHLY SUMMARY OF MILK AND DAIRY PRODUCTS (Sales), 1922-31. 14 bundles.

Sales report: Date, amt. of sale; amt. received, name of purchaser, signature of business manager. Arr. by date of sale. No index. 9 x 11 x 1 $\frac{1}{2}$ . Attic.

## 928. HORSE AND TRACTOR LABOR, 1936--. 1 bundle.

Use of horses, tractors by each dept.: Name of dept., no. of hours of use, amt. charged, work done. Arr. alph. by name of dept., chron. entry. No index. Hdw. 8 x 5 x 1. Safe, main off., first fl.



## Alumni Association

## 929. ALUMNI ASSOCIATION MEETINGS, 1917--. 1 vol.

Minutes of meetings: Motions made, votes taken, election of officers, advance program. Arr. by date of meeting. No index. Hdw. 100 pp.  
12 x 10 x 1. Education manager's off., Homemaking Bldg.

## 930. ALUMNI ASSOCIATION RECORDS, 1917--. 2 file boxes.

Name, address of alumnus; nature of work, amt. of dues paid. Arr. alph. by name of alumnus. No index. 9 x 5 x 10. Cabinet, education manager's off.,

## Correspondence

(See also entries 858, 888-890, 893.)

## 931. GENERAL CORRESPONDENCE, 1913-34. 2 boxes, 4 bundles.

Correspondence of all school depts. Contain: Correspondence in Correspondence and General Information, entry 890; correspondence in 4-H Club Reports and Correspondence, entry 893; Director's Correspondence, entry 932; Correspondence of Business Manager, entry 933; Correspondence (with Graduates), entry 934. Arr. by dept. No index. Typed. Boxes, 42 x 30 x 24; bundles, 11 x 9 x 6. Attic.

## 932. DIRECTOR'S CORRESPONDENCE, 1913--. 1 bundle, 2 file boxes.

1913-34 also in General Correspondence, entry 931.

Miscellaneous correspondence regarding various school depts., students, graduates, admissions. Arr. alph. by subject. No index. File boxes, 12 x 12 x 24; bundle, 8 x 12 x 4, business manager's off., first fl.

## 933. CORRESPONDENCE OF BUSINESS MANAGER, 1932--. 2 file boxes. 1913-34

also in General Correspondence, entry 931.

Correspondence relating to finances of the school. Arr. alph. by name of correspondent. No index. 12 x 12 x 23. Main off., first fl.

## 934. CORRESPONDENCE (with Graduates), 1917--. 1 file box. 1913-34

also in General Correspondence, entry 931.

Letters between school officials and graduates: Advice regarding employment, suggestions, recommendations. Arr. alph. by name of graduate. No index. 12 x 12 x 23. Cabinet, business manager's off., first fl.

## Miscellaneous

## 935. INSURANCE RECORD (Policies on School Property), 1917--. 2 vols.

Insurance on school property: Date of issue, expiration; name of co.; amt. of premium, policy. Arr. by date of issue. No index. Hdw. 80 pp.  
9 x 15 x  $\frac{1}{2}$ . 1 vol., 1917-23, safe; 1 vol., 1924--., desk; main off., first fl.



936. INVENTORIES (of School Property), 1925--. 2 bundles, 1 file box. Missing, 1927-28.

Kind, amt. of material; date of inventory. Arr. alph. by name of material. No index. 2 bundles, 1925-29, 8½ x 11 x 2, attic; 1 file box, 1930--, 12 x 12 x 20, main off., first fl.

937. (IMPROVEMENTS TO SCHOOL BUILDINGS), 1919--. 1 bundle.

Proposed and completed changes in school bldgs.: Nature, date of improvement; date of completion. No arr. No index. 14 x 9 x 5. Safe, business manager's off., first fl.

938. VISITING REGISTER BOOK, 1925. 1 vol.

Name, address of visitor; name of person visited, date of visit. Arr. by date of visit. No index. Hdw. 100 pp. 18 x 12 x 1½. Safe, director's private off., first fl.

939. (DEEDS, LEASES, CONTRACTS), 1913--. 1 bundle.

Original land deeds; leases; teaching, building, repair contracts. No arr. No index. 10 x 6 x 1. Safe, director's private off., first fl.

#### XXXVII. DOG OFFICER

In 1889, the legislature authorized the county commissioners of each county, with the exception of Suffolk, to appoint:

...a minimum of one or a maximum of four suitable persons, all residents of their respective counties, to be known as dog officers. (Acts and Resolves of Massachusetts, 1889, Ch. 454, Sec. 5.)

This legislation was designed to prevent the "maining, worrying and killing of cattle" which prevailed throughout the various counties of the state toward the close of the nineteenth century. Except for a few slight alterations in the law, there have been no major changes in the form of the office since its establishment in 1889. Today, there is one dog officer in Essex County who is appointed and replaced at the discretion of the county commissioners. (Ibid., 1934, Ch. 320, Sec. 29.) The duties of the office are prescribed by law and are limited chiefly to the investigation of damages caused by dogs. On the basis of evidence submitted by either the county commissioners, police officers or town selectmen, the dog officer has power to prosecute the owner or keeper of dangerous dogs and to act in the same manner as police officers and constables under the law relating to the control of dogs by local authorities.

Cases arising out of damage caused by dogs are brought to trial in the name of the dog officer. The amount of settlement is paid to the county treasurer on certification by the county commissioners and placed to the credit of the dog fund. Witness fees and trial expenses are paid by the county treasurer on warrants from the county commissioners. (Idem.)





There is a distinction between the duties of the county and local dog officers, wherever the latter officers are appointed. The local dog officer is empowered to enforce the license clauses of the act of 1932 requiring all dog owners to obtain a license for their dogs from the city or town clerk. (Entries 750-752.) (Ibid., 1932, Ch. 289, Sec. 4.) The county dog officer, on the other hand, is mainly concerned with the prevention of damages to domestic animals, the investigation of such damage claims and the prosecution of the owners of the dog causing said damages. (Report of the Treasurer and County Commissioners, Salem, 1932, p. 4.)

Although the county dog officer keeps no separate records, information pertaining to his functions may be found in the inventory of the county commissioners and county treasurer. (Entries 14, 15, 749-752.)

### XXXVIII. COUNTY ENGINEER

The office of county engineer is of comparatively recent origin. In 1907 the county commissioners, in recognition of the increased burden of bridge and highway engineering and inspection, declared:

...that it would be in the interest of the county to have its own engineering department. (Report of the Treasurer and County Commissioners, Marblehead, 1907, p. 161.)

To satisfy this need, an engineer was appointed by the county commissioners (Ibid., p. 162). He holds office during good behavior and is directly responsible to the commissioners. His duties consist of formulating plans for highway and bridge construction, superintending alterations and repairs to county property, and preparing an annual report showing the activities, receipts, and expenditures of his department. (Entry 692.)

To account for many of the records in the custody of the engineer requires a brief survey of the legislative evolution of his functions. The earliest legislation relating to highways was enacted in 1639:

...two or three men, who shall joyne with two or three in the each towne where they may bee most convenient, notwithstanding any mans property, or any corne grounds, so as it occasion not the pulling down of any mans house, or laying open any garden or orchard. (Records of the Governor and Company of the Massachusetts Bay in New England, Nathaniel B. Shurtleff, ed., 5 vols., Boston, 1853-54, I, 280.)

During the provincial period, the selectmen retained control of town streets, but the court of general sessions of the peace within each county authorized and took charge of the altering, discontinuing and repairing of old highways and the laying out of new cross-county roads. (Acts and Resolves of the Province of Massachusetts Bay, 1692-1780, 21 vols., Boston, 1869-1922, I, Ch. 6, Secs. 1, 3.)



In 1826 five commissioners of highways for Essex County were appointed to superintend highway business. They were appointed by the governor and council for a term of five years. (Acts and Resolves of Massachusetts, 1826, Ch. 171, Sec. 1.) When this act was repealed in 1828, together with the several acts establishing the court of general sessions, the county commissioners took over all the authority and responsibilities then held by the court of general sessions and by the commissioners of highways. (Ibid., 1828, Ch. 77, Secs. 1, 7.)

Some of the records of the engineer can be traced to legislation of 1835 and 1840. In the former year, the legislature required all railroad corporations to prescribe the exact limits of land taken for the construction of railroads (entries 952, 953); in the latter year, each county was required to make returns to the secretary of the commonwealth of all highways laid out by the commissioners during the preceding year (entries 943, 944).

The authority of the selectmen to supervise highway construction and to appoint surveyors and engineers was transferred to the county commissioners in 1853. (Ibid., 1853, Ch. 310, Sec. 1.) From 1853 (Idem), until the appointment of the engineer in 1907, they issued reports on the engineering activities of the county in "such manner as to give the taxpayers a full and clear understanding of the affairs of the county and of the objects and methods of county expenditures." (Revised Laws of Massachusetts, 1902, Ch. 21, Sec. 25.)

All records are in the engineer's office, second floor, County Commissioners Building, 34 Federal Street, Salem. In addition to the following records, see entry 692.

#### Bridges and Highways

(See also entries 1320-1339.)

940. HIGHWAY PLANS (Roads and Bridges), 1718-1876. 7 vols.  
Plans of highways and bridges showing woods, marshlands, locations of structures. Arr. alph. by name of city or town. Hand-drawn. 250 pp. 25 x 36 x 1. Drafting rm.

See also entry 18.

941. INDEX TO HIGHWAY PLANS, 1718-1876. 1 vol.  
Name of city or town, vol. and p. ref. Arr. alph. by name of city or town. Hdw. 100 pp. 25 x 36 x 1. Drafting rm.

942. INDEX TO RECORD OF WAYS WITH EXPLANATORY NOTES, 1841--. 1 vol.  
Complete account of ways in each town and city of the county: Lay-out alterations, petitions to widen highways, actions in regard to railroads where these relate to ways. Arr. alph. by name of city or town. No index. Typed. 1,000 pp. 16 x 10 x 3. Counter, drafting rm.

943. PLOTS (Streets, Highways, Bridges), 1841--. 4,200 plans.  
Plots of woods, highways, bridges in cities and towns of Essex County. Arr. by plot no. Blueprint. Scales vary. 26 x 42. Drafting rm.



944. INDEX TO PLOTS (of Streets, Highways, Bridges). 1841---. 5 file boxes.

Name of city or town, ref. to plot. Arr. alph. by name of city or town.  
5 x 7 x 17. Cabinet, drafting rm.

945. CONSTRUCTION RECORDS, 1907---. 26 file boxes.

Bridges and jobs under construction: Time sheets, plans, blueprints, contracts, inspection reports, correspondence, petitions. Arr. alph. by subject and by plan no. 16 x 13 x 24. Cabinet, inner off.

See also entry 964.

946. INDEX OF LOCAL NUMBERS, 1907---. 1 file box.

Index to petitions and correspondence in Construction Records entry 945: ref. to card subject heading. Arr. alph. by name of city or town. 18 x 6 x 4. Inner off.

947. (BRIDGE AND HIGHWAY PHOTOGRAPHS), 1907---. 2 file boxes.

Name, no. of bridge, highway; location, date of construction and repair. Arr. by bridge or highway no. 12 x 12 x 18. Inner off.

948. (INDEX TO BRIDGE AND HIGHWAY PHOTOGRAPHS), 1907---. 1 file box.

Name of bridge or highway; ref. to photograph. Arr. alph. by name of bridge or highway. 8 x 6 x 18. Inner off.

949. BRIDGE REPORTS, 1916---. 3 file boxes. Prior records destroyed.

Name, location of bridge; cost, date of construction and repairs; accidents; frequency of use of drawbridges. Arr. alph. by name of bridge. No index.  
5½ x 4 x 14. Cabinet, inner off.

950. (SURVEY FIELD NOTES), 1907---. 215 vols.

Survey of land, woods, highways of the county. Arr. chron. Hdw. 50 pp.  
7 x 4 x 1½. Drafting rm.

951. INDEX TO (Survey) FIELD NOTES, 1907---. 1 file box.

Name of city or town; note book no. and p. ref. Arr. alph. by name of city or town. 4 x 5 x 17. Cabinet, drafting rm.

#### Railroads

952. (RAILROAD PLANS AND LAND TAKINGS), 1836-1924. 66 vols. Title varies with name of railroad.

Plans of all railroad lines running through the county. Arr. by plan no.  
Hand-drawn. 50 pp. 18 x 30 x 1½. Cabinet, drafting rm.

953. INDEX TO RAILROAD PLANS, 1836-1924. 1 vol.

Ref. to plan. Arr. by plan no. Hdw. 150 pp. 8 x 12 x 1. Counter, drafting rm.





## 954. RAILROAD LOCATION CORRESPONDENCE, 1840-70. 1 vol.

Letters relative to descriptions of railroad location: Name of correspondent, date of writing. Indexed alph. by subject matter. Hdw. Writing faded, binding poor. 50 pp. 14 x 9 x  $\frac{1}{2}$ . Counter, drafting rm.

See also entry 964.

## Maps and Atlases

(See also entries 1006-1015.)

## 955. (ESSEX COUNTY MAP), 1825. 1 map.

Map showing factories, mills, iron works, churches, highways, settlements.

John G. Hales. Boston, J. V. N. Throop. Engraved, framed. Scale,  $\frac{3}{4}$ " : 1 mile. 26 x 32. Drafting rm.

## 956. HIGHWAY MAP OF ESSEX COUNTY, 1904. 1 map.

Map showing schools, churches, streams, lighthouses, and population in 1900.

Author unknown. Springfield, L. J. Richards. Pr. No scale. 34 x 34.

Counter, drafting rm.

## 957. ESSEX COUNTY ATLAS, 1872. 1 vol.

Political and physical maps showing the cities and towns. Arr. by map no. No index. Worley and Brochen. Philadelphia, D. G. Dreers Co. Pr., colored.

130 pp. 14 x 14 x 2. Counter, drafting rm.

## 958. MARBLEHEAD ATLAS, 1881. 1 vol.

Political and physical maps of Marblehead. Indexed alph. by name of st.

Author unknown. Philadelphia, G. M. Hopkins. Pr., colored. 59 pp.

17 x 14 x 1. Counter drafting rm.

## 959. ATLASES OF BOUNDARIES OF CITIES AND TOWNS, 1898-1906. 5 vols.

Boundaries of the cities and towns of Essex County. Arr. alph. by name of city or town. No index. Pr. 35 pp.  $20\frac{1}{2}$  x 17 x  $\frac{3}{4}$ . Counter, drafting rm.

## 960. ATLAS OF LYNN, SWAMPSCOTT, SAUGUS, NAHANT, 1924. 1 vol.

Political maps of Lynn, Swampscott, Saugus and Nahant. Indexed alph. by name of st. and by town or city. Author, publisher unknown. 50 pp. 18 x 15 x 2.

Counter, drafting rm.

## General Administration

## 961. BILLS (Purchases), 1910--. 6 file boxas. Prior records destroyed.

Name of creditor; amt., date of bill; description, authorization of purchase; date of payment. Arr. alph. by name of creditor. No index.  $5\frac{1}{2}$  x 4 x 14.

Cabinet, inner off.

## 962. (Employees') TIME (Record), 1936--. 1 file box.

Name of employee, foreman; place of work, date of pay roll, time worked, expenses, amt. of pay. Arr. alph. by name of foreman. No index.  $5\frac{1}{2}$  x 4 x 14.

Cabinet, drafting rm.

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## Miscellaneous

963. RECORD OF BLUEPRINTS, 1926--. 1 vol.

No. of feet of blueprint made; for whom; date; changes in blueprints. Arr. by month. No index. Hdw. 50 pp. 10 x 7 x  $\frac{1}{2}$ . Counter, drafting rm.

See also entries 945, 964.

964. (MISCELLANEOUS), 1930--. 3 file boxes.

Current business: Correspondence, prices, plans, blueprints, estimates, bridges. Arr. by subject. No index. 16 x 13 x 24. Inner office.



## I. BIBLIOGRAPHY OF PUBLISHED RECORDS.

The following bibliography lists publications of documents pertaining to Essex and Old Norfolk counties which are in the nature of county archives and records, but which are found in the chief library and historical society collections in Massachusetts. Locations are stated in full or indicated by the following Library of Congress symbols:

M	State Library of Massachusetts, Boston
MB	Public Library of the City of Boston
MBAt	Boston Athenaeum, Boston
MBNH	New England Historical and Genealogical Society, Boston
MH	Library of Harvard University, Cambridge
MHi	Massachusetts Historical Society, Boston
MSaE	Essex Institute, Salem

## Criminal Cases

965. RECORDS AND FILES OF QUARTERLY COURTS OF ESSEX COUNTY, 1636-93.  
8 vols.

Criminal and civil case histories: Names, addresses of parties; nature of action or offense; type, date of pleading; judgment or verdict, sentence or execution. Arr. chron. No index. Pr. 500 pp. 10 x 6 x 2. Salem, The Essex Inst., 1911. Off. of clerk of cts., Superior Ct. Bldg., 36 Federal St., Salem.

966. SALEM QUARTERLY COURT RECORDS AND FILES, 1637-57. 124 pp.

Criminal and civil case histories: Names of parties, presiding justices; summary of case; judicial disposition, date of trial. Includes names of constable appointments. Arr. by date of trial. No index. Pr. 11 x 7. (The Essex Antiq., Salem, The Essex Antiq., 1899-1905, vols. 3-9, serially.) MB.

967. ESSEX COUNTY COURT RECORDS, 1641-67. 21 pp.

Criminal and civil cases: Names of parties, presiding justices; nature, date of action or offense; type, date of pleading; judicial disposition, date of trial. Arr. alph. by names of parties. No index. Pr. 9 x 6. (Putnam's Monthly Hist. Mag., Salem, Putnam, Eben, 1897, vol. 5, pp. 11-21, 195-204.) MB.

968. ESSEX COUNTY QUARTERLY COURT RECORDS RELATING TO TOPSFIELD (and Births, Marriages, and Deaths), 1640-81. 137 pp.

Criminal and civil case histories: Names of parties, summary of pleadings, judicial disposition. Births: Name, sex of child; names of parents, date of birth. Marriages: Names of contracting parties, date of marriage. Deaths: Name of deceased, date of death. Arr. by date of recording. No index. Pr. 9 x 6. (Hist. Coll. of the Topsfield Hist. Soc., Topsfield, Topsfield Hist. Soc., 1917-25, vols. 22, 24, 25, 27, 28, serially.) MHi.

For other vital statistics, see entry 1016.





969. ESSEX COUNTY, MASS., COURT RECORDS, IPSWICH TERM, 1659-61. 82 pp. Criminal, civil, probate case abstracts: Names of parties, summary of motions; type, date of plea; judicial disposition, date of trial. Arr. by date of trial. No index. Pr. 10 x 6. (The Geneal. Quart. Mag., Salem, Putnam, Eben, 1900-1902, vols. 1-3, serially.) MB.

970. IPSWICH COURT RECORDS AND FILES, 1638-51. 34 pp. Criminal and civil case abstracts: Names of parties, summary of motions; type, date of plea; judicial disposition, date of trial. Arr. by date of trial. No index. Pr. 10 x 7. (The Essex Antiq., Salem, The Essex Antiq., 1904-5, vols. 8-9, serially.) MB.

971. AN EARLY COURT SESSION, 1645. 4 pp. Criminal and civil case abstracts: Names of parties, jurors; summary of case, date of trial. No arr. No index. Pr. 9 x 6. (Putnam's Monthly Hist Mag., new series, Salem, Putnam, Eben, 1894, vol. 2, pp. 175-176.) MB.

972. GLEANINGS FROM THE FILES OF THE COURT OF GENERAL SESSIONS OF THE PEACE, 1697, 1714, 1774, 1778. 13 pp. Résumés of old records of the court, miscellaneous cases of antiquarian interest. No arr. No index. Pr. 8 x 6. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1872, vol. 2, pp. 74-80, 235-240.) MB.

973. LIST OF QUAKERS PROCEEDED AGAINST IN SALEM COURT, June 1658. 1 p. Name of Quaker, judicial disposition. No arr. No index. Pr. 9 x 6. (Putnam's Monthly Hist. Mag., new series, Salem, Putnam, Eben, 1894, vol. 2, p. 179.) MB.

#### Civil

(See also entries 965-972.)

#### General Cases

974. RECORDS AND FILES OF THE QUARTERLY COURTS, 1635-86. 21 vols. Civil case histories: Names of litigants, attorneys, jurymen; name of presiding justice; nature, date of offense, plea; amt., date of judgment, execution. Arr. by date of trial. No index. Pr. 500 pp. 8 x 6 x 2. MSaE.

975. RECORDS AND FILES OF THE QUARTERLY COURTS OF ESSEX, 1636-83. 8 vols. Civil case histories: Names, addresses of litigants; cause, date of action; type, date of pleading; amt., date of judgment, execution; date of trial. Indexed alph. by cause of action. Pr. 500 pp. 9 $\frac{1}{2}$  x 6 x 2. Salem, The Essex Inst., 1911-21. MHi.

976. RECORDS AND FILES OF THE QUARTERLY COURTS OF ESSEX COUNTY, MASS., 1641-92. 8 vols. Civil case histories: Names of litigants, cause of action; type, date of pleading; amt., date of judgment, execution; name of presiding justice. Probate of wills and deeds: Nature, date of probate. Indexed alph. by names of litigants. Pr. 502 pp. 10 x 5 x 1  $\frac{3}{4}$ . Salem, The Essex Inst., 1911-24. M, MBat, MH, MSaE.



977. ABSTRACTS OF THE COUNTY COURT RECORDS OF ESSEX COUNTY, MASS., 1636-93. 3 pp.

Civil and probate case histories. Civil: Names of litigants, witnesses; statement of charges, date of trial. Wills: Name of testator, beneficiary, witness, town; date of probate, inventory of estate, date of will. Include list of men living away from wives. Arr. alph. by subject. No index. Pr. 9 x 6. (Putnam's Monthly Hist. Mag., Salem, Putnam, Eben, 1892, vol. 1, pp. 134-136.) MB.

978. COURT OF COMMON PLEAS (June Session), 1849. 1 vol.

Case histories: Names of litigants, attorneys; nature, no., date of case; amt., date of judgment, execution; docket no. Arr. by case no. No index. Pr. 80 pp. 8 x 6 x  $\frac{1}{4}$ . MSaE.

Probate (See also entries 969, 976, 977.)

979. ABSTRACTS FROM WILLS, INVENTORIES, 1640-91. 145 pp.

Name, address of testator, administrator, executor; names of witnesses; valuation, date of probate; abstract of bequest, date of appointment of administrator or executor. Arr. by month. No index. Pr. 8 x 6. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1859-63, vols. 1-5, serially.) MB.

980. PROBATE RECORDS OF ESSEX COUNTY, 1635-81. 3 vols.

Probate histories of wills: Name, address of testator; inventory of estate; terms, date of recording; name of executor, date of appointment, names of witnesses. Arr. alph. by name of testator. No index. Pr. 500 pp. 10 x 6 x 2. Salem, The Essex Inst., 1916, 1917, 1920. MB, MBat, MH, MHi.

981. ESSEX COUNTY ESTATES ADMINISTERED IN SUFFOLK COUNTY, 1647-1700. 6 pp.

Probate histories of wills: Name, address of testator; nature, date of inventory; name of executor or administrator, names of witnesses, terms of will, date of probate, docket no. Arr. by date of probate. No index. Pr. 10 x 6. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1904-5, vols. 40-41, serially.) MB.

982. ESSEX COUNTY, MASS. PROBATE RECORDS, 1672-76. 32 pp.

Probate histories of wills: Name, address of testator; inventory of estate; terms, date of recording; name of executor, date of appointment, names of witnesses. Indexed alph. by name of testator. Pr. 6 x 9. (Putnam's Monthly Hist. Mag., Danvers, Putnam, Eben, 1899, vols. 6-7, serially.) MB.

983. SOME EARLY ESSEX COUNTY PROBATE (Wills), 1671-1715. 16 pp.

Wills: Name of testator; names of beneficiaries, witnesses; nature of bequest, date of will. Indexed alph. by name of testator. Pr. 9 x 6. (Putnam's Monthly Hist. Mag., Danvers, Putnam, Eben, 1897, vol. 5, pp. 21-36.) MB.



## 984. CHANGES OF PERSONS' NAMES, 1780-1810. 2 pp.

Changes granted by the general court: Original and adopted name, address of petitioner; name of father; cause, date of change. Arr. by date of change. No index. Pr. 8 x 6. (The Essex Antiq., Salem, The Essex Antiq., 1900, vol. 4, pp. 90-91.) MB.

## 985. (HISTORY OF THE COURTS OF PROBATE), 1822. 1 vol.

General outline of the progress of the probate law and jurisdiction under the colonial, provincial and state governments; early practices of the court, changes introduced; brief abstracts of the law, present course of proceedings, judicial divisions. Indexed alph. by subject. Pr. 155 pp. 10 x 4 x  $\frac{1}{2}$ . White, Daniel A., Salem, Cushing and Appleton, 1822. M, MB, MBat, MSaE.

## 986. A BIOGRAPHICAL NOTICE OF THE OFFICERS OF PROBATE FROM ESSEX COUNTY, 1630-1859. 63 pp.

Biographical sketches of judges and registers of the probate court. Arr. by date of appointment. No index. Pr. 8 x 6. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1860-62, vols. 1-4, serially.) MB, MSaE.

## Deeds

(See also entry 976.)

## 987. ABSTRACTS FROM ESSEX COUNTY DEEDS, 1639-53. 32 pp.

Name of grantor, grantee; description of property; conditions, date of instrument. Indexed alph. by name of grantor. Pr. 6 x 9. (Putnam's Monthly Hist. Mag., Salem, Putnam, Eben, 1896-98, vols. 4-6, serially.) MB.

## 988. (Abstracts of) SUFFOLK COUNTY DEEDS, 1640-54. 8 pp.

Abstracts of records in vol. 1 of the Suffolk County registry of deeds relating to Essex County residents who own property in Suffolk County: Name, occupation of property owner; name of mortgagor, original owner; conditions, date of instrument; p. ref. to original deed. Arr. numer. by p. ref. to original records. No index. Pr. 11 x 7. (The Essex Antiq., Salem, The Essex Antiq., 1905, vol. 9, pp. 97-104.) MB.

## 989. ESSEX COUNTY, MASS., DEEDS, 1653-55. 10 pp.

Name, address, occupation of grantor; name of grantee, description of property; conditions, date of instrument. Indexed alph. by name of grantor. Pr. 6 x 9. (Putnam's Monthly Hist. Mag., Salem, Putnam, Eben, 1899, vol. 7, pp. 135-139, 289-293.) MB.

## 990. (Abstracts of) OLD NORFOLK COUNTY DEEDS, 1671-89. 1 vol.

Name, address of grantor, grantee; location, description of property; name of prior owner; conditions, date of instrument; names of witnesses. Arr. by date of instrument. No index. Pr. 400 pp. 11 x 7 x  $2\frac{1}{4}$ . (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1913, vol. 49.) MB, MBat, MSaE.

See also entry 1016.

## 991. PEDIGREES FROM DEEDS RECORDED AT SALEM, ESSEX COUNTY, MASS.,

1672-1720. 8 pp.

Record of wills: Name, address, occupation of testator; date of will, names of beneficiaries. Indexed alph. by name of testator. Pr. 6 x 9. (Putnam's Monthly Hist. Mag., Salem, Putnam, Eben, 1893-95, vols. 2-3, serially.) MB.





## Military

992. (SOLDIERS OF NEWBURY, AMESBURY, BRADFORD AND VICINITY), 1686-1746.  
5 pp.

Name of soldier, commandant; instructions from officers. No arr. No index. Pr. 9 x 5. (The New Eng. Hist. and Geneal. Register, Boston, The New Eng. Hist. and Geneal. Soc., 1896, vol. 50, pp. 338-342.) MB, MBNHi.

993. ESSEX SOLDIERS AND MILITIA OFFICERS, 1755-61. 8 pp.

Soldiers from Essex County in the French and Indian War: Name of soldier, town, regiment; date of enlistment, discharge. Officers: Name, rank of officer; regiment no., place of encampment, no. of men. Include Danvers tax list: Name of taxpayer. Arr. by subject. No index. Pr. 12 x 5. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1892, vol. 29, pp. 169-176.) M, MB, MBAt, MSaE.

994. MILITIA OFFICERS, ESSEX COUNTY, 1761-71. 4 pp.

List of regiments: Date of organization, name of colonel, no. of companies, name of city or town company is assigned to; list of officers of first Essex regiment, 1765-71. Arr. by regiment no. No index. Pr. 7 x 11. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1892, vol. 29, pp. 177-180.) MB.

995. SOLDIERS AND SAILORS OF THE REVOLUTION, 1775-83. 93 pp.

Names of Essex County citizens serving in the Revolutionary War: Name, rank of soldier, sailor; company, regiment, vessel; rank, date of enlistment, length of service. Arr. alph. by name of enlisted man. No index. Pr. 11 x 7. (The Essex Antiq., Salem, The Essex Antiq., 1897-1905, vols. 1-9, serially.) MB.

996. FROM REVOLUTIONARY ROLLS, MASS. ARCHIVES, 1775-77. 3 pp.

Essex County citizens serving under Captains Silas Adams, John Gay, and Asa Prince: Name, address of officer, private. Arr. by name of captain. No index. Pr. 9 x 6. (Putnam's Monthly Hist. Mag., new series, Salem, Putnam, Eben, 1893, vol. 2, pp. 93-95.) MB.

997. DECLARATION OF THE COUNTY OF ESSEX, 1812. 1 vol.

Protest of delegates against participation in War of 1812: Names of delegates, towns; reasons for protest. No arr. No index. Pr. 16 pp. 10 x 5 x 1/8. MHi, MBAt.

998. UNITED STATES PENSIONERS IN ESSEX COUNTY, 1833-34. 1 vol.

Applications for pensions by veterans of the Revolutionary War: Name, address of applicant; place, date of court hearing; no. of applications per town, total no. of applications. Arr. alph. by name of applicant. No index. Pr. 200 pp. 10 x 4 x 1/8. M.



## Minutes and Reports

999. TREASURER'S ANNUAL REPORTS (of Receipts and Expenditures), 1866--.  
11 vols.

Name of dept., total receipts and expenditures; dept., town balance; signatures of commissioners and treasurer. Inventory of county property: Location, valuation of property. List of county officers and justices: Name of officer, justice; name of town or city, court. Indexed alph. by subject. Pr. 1,000 pp. 9 x 6 x 2. M.

1000. RULES AND ORDERS OF THE ESSEX COUNTY HOUSE OF CORRECTION, 1857.  
1 vol.

Report of the commission appointed to examine the jails and houses of correction: Condition of institutions, suggestions for improvements, no. of inmates; regulations governing duties of officers, treatment of inmates. Arr. by regulation no. No index. Pr. 20 pp. 10 x 6 x  $\frac{1}{2}$ . (Mass. Report on Jails and Houses of Correction, Boston, 1857.) M, MB, MH1.

See also entry 1019.

## 1001. REPORT OF HARBOR AND LAND COMMISSIONER, 1916. 10 pp.

Report on sea beaches in Essex County: No. of private and public acres; no. of acres of disputed ownership; name, location, size, ownership of beach. No arr. No index. Pr. 10 x 6. (Mass. Legislative Document, No. 607, House, 1916.) M.

## 1002. PROPOSED RECONSTRUCTION OF FLOATING BRIDGE, 1917. 4 pp.

Report of commissioners: Resolve of the general court calling for investigation, result of investigation, date of report. No arr. No index. Pr. 10 x 5. (Mass. Legislative Document, No. 344, Senate, 1917.) M.

1003. RESULT OF THE CONVENTION OF DELEGATES HOLDEN AT IPSWICH, 1778.  
1 vol.

Minutes of meeting held to consider the proposed constitution of Mass.: Names of towns represented, name of chairman, motions made and passed, report of the constitution committee. Arr. by article no. No index. Pr. Binding and paper poor. 70 pp. 10 x 5 x  $\frac{1}{4}$ . M, MH, MSaE.

Receipts and Expenditures  
(See also entry 999.)1004. RECEIPTS AND EXPENDITURES OF THE COUNTY OF ESSEX, 1866-90. 5 vols.  
Missing, 1868-69, 1871-88.

Receipts: Amt., source, date of income; total. Expenditures: Name of payee; amt., purpose, date of expenditure; total. Indexed alph. by subject. Pr. 25 pp. 10 x 6 x  $\frac{1}{8}$ . MH1.

## 1005. STATEMENT OF BUDGET AND FINANCES, 1922. 1 vol.

Estimate of receipts and expenditures, county debt, appropriations, county tax, inventory of property. Arr. by subject. No index. Pr. 25 pp. 7 x 5 x  $\frac{1}{8}$ . MH1.



## Maps

## 1006. (ESSEX COUNTY MAP), 1825. 1 map.

Map showing town roads, churches, factories, rivers, lakes, hills. John G. Hales. Boston, J. V. N. Throop. Engraved, shaded. Scale, 1":1.4 mile. 24 3/4 x 22 3/4. MB.

## 1007. (ESSEX COUNTY MAP), approx. 1825. 1 map.

Map showing town boundaries, roads, rivers, hills, churches, academies, factories. James G. Carter. Boston, Carter and Hendee. Pr., colored. Scale, 1":5 miles. 10 x 10. MH.

## 1008. (ESSEX COUNTY MAP), 1848. 1 map.

Map showing turnpikes, town roads, railroad routes between Salem, Lowell, Lawrence, Boston. G. B. Parrott. Boston, Sharp and Peirce. Pr., black-and-white. Scale, 1":1 2/3 mile. 24 x 36. MHi.

## 1009. (ESSEX COUNTY MAP), 1856. 1 map.

Map showing towns, with statistics on population, agriculture, education, churches. H. F. Walling. Boston, Smith and Morley. Engraved, black-and-white, shaded, colored. Scale, 1 2/5":1 mile. 57 3/8 x 56 1/2. MB.

## 1010. (ESSEX COUNTY MAP), approx. 1875. 1 map.

Map showing boundaries of cities and towns. Author, publisher unknown. Hand-drawn, colored. No scale. 57 x 52. MB.

## 1011. NEW DRIVING ROAD MAP OF ESSEX COUNTY, 1884. 1 map.

Map showing towns, roads, railroads. Author unknown. Boston, George H. Walker and Co. Pr. Scale, 1":1 1/4 mile. 36 x 48. MHi.

## 1012. (ESSEX COUNTY MAP), 1891. 1 map.

Map showing town districts, streets, important buildings. Author unknown. Boston, George H. Walker and Co. Pr., colored. Scale, 1":2/3 mile. 57 1/8 x 50. MB.

## 1013. (ESSEX COUNTY MAP), 1893. 1 map.

Map showing towns, geologic formations, rock strata. John H. Soers. Salem, The Essex Inst. Pr., colored. Scale, 1":1 mile. 39 x 33. MB.

## 1014. INDIAN LANDS AND LOCALITIES IN ESSEX COUNTY, 1912. 1 map.

Map showing Indian and modern names of towns, town districts. Pr. Scale, 1":4 miles. 12 x 8. (Perley, Sidney, Indian Land Titles of Essex County, Mass., Salem, Essex Book and Print Club, 1912.) MHi.

## 1015. BOUNDARY LINES (Boundary Statutes, Statistics and Maps), 1905. 1 vol.

Statutes on boundaries, detailed boundary lines, geographical statistics; maps of boundaries of cities and towns. No arr. No index. Pr. 65 pp. 24 x 20 x 1. Boston, Mass. Harbor and Land Commission, 1905. MB.





## Miscellaneous

1016. OLD NORFOLK COUNTY RECORDS, 1649-74. 57 pp.

Miscellany: Court records, vital statistics, property transfers. Arr. chron. No index. Pr. 11 x 7. (The Essex Antiq., Salem, The Essex Antiq., 1897-1909, vols., 1-9, 11-13, serially.) MB, MSaE.

See also entry 990; for other vital statistics, see entry 968.

1017. (DISPUTE BETWEEN THE MERRIMACK TOWNS AND NEW HAMPSHIRE), Sept. 29, 1718. 3 pp.

Petitions to the court of sessions to settle the dispute between Amesbury and Haverhill and certain towns in New Hampshire. No arr. No index. Pr. 8 x 5. (The Essex Inst. Hist. Coll., Salem, The Essex Inst., 1896, vol. 32, pp. 197-199.) MB.

1018. RULES AND REGULATIONS OF THE BAR IN THE COUNTY OF ESSEX, 1806. 1 vol.

Regulations governing practice of law, itemized list of admission fees, names of members of the bar. No arr. No index. Pr. 20 pp. 12 x 6 x 1/8. M, MSaE.

1019. REGULATIONS FOR THE ESSEX COUNTY HOUSES OF CORRECTION, 1844, 1862. 2 vols.

Regulations governing officers and inmates. Arr. by regulation no. No index. Pr. 20 pp. 6 x 3 x 1/8. MSaE.

See also entry 1000.

1020. PETITION FOR A RAILROAD FROM LOWELL TO ANDOVER, 1845. 1 vol.

Petition of William Livingston, signed by 1,500 citizens, for a cross railroad from Lowell to Andover. No arr. No index. Pr. 30 pp. 9 x 6 x 1/4. MSaE.

1021. REBUILDING THE BRIDGE OVER THE MERRIMAC (Contract Specifications), 1909. 1 vol.

Notice from commissioners to contractors concerning bids, contract specifications, amt. of bond, description of proposed work. Arr. by contract no. No index. Pr. 35 pp. 6 x 8 x 1/4. MSaE.

1022. REBUILDING FOX HILL BRIDGE (Contract Specifications), 1912. 1 vol.

Notice from commissioners to contractors concerning bids, contract specifications, amt. of bond, total amt. of itemized bids. Arr. by contract no. No index. Pr. 65 pp. 8 x 6 x 1/4. MSaE.



## II. SOME MANUSCRIPTS PERTAINING TO ESSEX AND OLD NORFOLK COUNTIES.

The following manuscripts are found principally in the office of the clerk of courts and in the judges' vault at the Superior Court Building, 36 Federal Street, Salem. They consist mainly of papers pertaining to court cases tried in the late seventeenth and early eighteenth centuries. Since they have at some time or other been taken out of their proper files and are now stored in bundles in the clerk's office and the judges' vault, it was felt desirable to list them in detail. Also, since they are undoubtedly regular case papers separated by accident from the main series, they may be regarded as representative of at least some of the cases of the time.

The location of manuscript records in the Massachusetts State Archives at the State House in Boston is denoted by the Library of Congress symbol, MSA.

## Criminal

Kimball-Warner Case in Court of Sessions (Child Murder)

1023. (ARREST WARRANT), Sept. 12, 1699. Ms.

Order to arrest an unidentified woman living with the widow Woodberry on suspicion of murdering a newborn child; sheriff's return. 1 p. 8 x 5. Drawer 1, bundle 2, off. of clerk of cts.

1024. (ORDER TO ARREST JOSEPH KIMBALL), Sept. 12, 1699. Ms.

Order from John Higginson, justice of the peace, to the sheriff, to arrest Joseph Kimball, incriminated by the testimony of the widow Woodberry. 1 p. 8 x 5. Drawer 1, bundle 2, off. of clerk of cts.

1025. (JURY INVESTIGATION), Sept. 12, 1699. Ms.

Names of jurywomen summoned to view the body of a child suspected of being murdered, with an order from John Higginson to constable McNeale summoning the wife of Isaac Foot to appear as witness. 1 p. 10 x 6. Drawer 1, bundle 2, off. of clerk of cts.

1026. (TRIAL RECORD), Sept. 12, 1699. Ms.

Description of the trial of Joseph Kimball and Sarah Warner charged with the murder of a newborn child. 2 pp. 12 x 8. Drawer 1, bundle 2, off. of clerk of cts.

1027. (BOND FOR SARAH WARNER), Sept. 26, 1699. Ms.

Memorandum and statement of receipt for £50 posted by John and Philemon Warner as a bond for Sarah Warner. 1 p. 12 x 8. Drawer 1, bundle 2, off. of clerk of cts.

1028. (CONFESSION OF GUILT BY SARAH WARNER), Sept. 1699. Ms.

Confession of guilt by Sarah Warner, with a plea for pardon. 1 p. 6 x 6. Drawer 1, bundle 3, off. of clerk of cts.



1029. (BILL OF COSTS), Dec. 27, 1699. Ms.

Bill of costs against Joseph Kimball and Sarah Warner, now his wife, sustained in their trial for murder; statement of cost for drawing and servicing a jury of women. 1 p. 7 x 5. Drawer 1, bundle 2, off. of clerk of cts.

Neale, English, and Dodge Case in Court of Sessions (Illegal Meeting)

1030. (TESTIMONY OF WILLIAM BROWNE ET AL.), Mar. 16, 1700/1. Ms.

Testimony of William Browne et al. given before the sheriff. 1 p. 8 x 5. Drawer 1, bundle 11, off. of clerk of cts.

1031. (WARRANT AGAINST JEREMIAH NEALE), Feb. 18, 1701/2. Ms.

Warrant issued by justice of the peace to sheriff against Jeremiah Neale. 1 p. 12 x 8. Drawer 1, bundle 11, off. of clerk of cts.

1032. (SUMMONS TO JEREMIAH NEALE), Feb. 18, 1701. Ms.

Summons to Jeremiah Neale to appear before the court. 2 pp. 8 x 6. Drawer 1, bundle 11, off. of clerk of cts.

1033. (RECOGNIZANCE OF JEREMIAH NEALE), Feb. 18, 1701/2. Ms.

Recognizance of Jeremiah Neale, joiner, upon payment of £50 to crown; witnessed in the presence of William Browne, John Hawthorne and Thomas Higginson. 1 p. 12 x 8. Drawer 1, bundle 11, off. of clerk of cts.

1034. (WARRANT TO FORBID ILLEGAL MEETING AT SHIP TAVERN, SALEM), Mar. 9, 1701/2. Ms.

Warrant from the justice of the peace ordering sheriff William Gedney to forbid and to disperse an illegal meeting at Ship Tavern, Salem. 3 pp. 12 $\frac{1}{2}$  x 8. Drawer 1, bundle 11, off. of clerk of cts.

1035. (RECOGNIZANCE OF PHILLIP ENGLISH), Mar. 16, 1701. Ms.

Recognizance of Phillip English taken before John Hawthorne, justice of the peace. 1 p. 9 x 8. Drawer 1, bundle 11, off. of clerk of cts.

1036. (JUDGMENT AGAINST PHILLIP ENGLISH), Mar. 16, 1701/2. Ms.

Judgment issued by John Hawthorne, justice of the peace, against Phillip English. 1 p. 8 x 5. Drawer 1, bundle 11, off. of clerk of cts.

1037. (JUDGMENT AGAINST JEREMIAH NEALE), Mar. 16, 1701/2. Ms.

Judgment against Jeremiah Neale for calling an illegal meeting. 1 p. 12 x 6. Drawer 1, bundle 27, off. of clerk of cts.

1038. (RECOGNIZANCE OF JOHN DODGE), Mar. 16, 1701/2. Ms.

Recognizance of John Dodge charged with contempt and misdemeanor. 1 p. 8 x 6. Drawer 1, bundle 11, off. of clerk of cts.

1039. (TESTIMONY OF JOHN DODGE), Mar. 16, 1701/2. Ms.

Testimony on his own behalf by John Dodge, charged with calling an illegal meeting. 1 p. 8 x 6. Drawer 1, bundle 11, off. of clerk of cts.





1040. (INDICTMENT AND CONVICTION OF JEREMIAH NEALE), Mar. 30, 1701/2. Ms.

Indictment of Jeremiah Neale for calling an unlawful meeting; not guilty plea by the defendant; verdict of guilty. 1 p. 12 x 8. Drawer 1, bundle 11, off. of clerk of cts.

1041. (WARRANT FOR ARREST OF JEREMIAH NEALE), May 4, 1701/2. Ms.  
Warrant issued for arrest of Jeremiah Neale in illegal meeting case of Phillip English. 2 pp. 10 x 6. Drawer 1, bundle 11, off. of clerk of cts.

1042. (REPORT OF PROPRIETORS), Feb. 14, 1702. Ms.  
Report of proprietors giving information relative to an illegal meeting called by Jeremiah Neale. 1 p. 6 x 7. Drawer 1, bundle 11, off. of clerk of cts.

1043. (TESTIMONY OF JOHN HIGGINSON), Mar. 3, 1702. Ms.  
Testimony of John Higginson against Phillip English et al., relative to an illegal meeting. 1 p. 4 x 6. Drawer 1, bundle 11, off. of clerk of cts.

1044. (SUBPENA OF PHILLIP ENGLISH), Mar. 30, 1702. Ms.  
Subpena against Phillip English in the illegal meeting case. 1 p. 5 x 5. Drawer 1, bundle 11, off. of clerk of cts.

1045. (PROTEST AGAINST ILLEGAL MEETING), Mar. 31, 1702. Ms.  
Petition of inhabitants and proprietors of Salem against the illegal meeting of John Dodge et al. 10 pp. 8 x 4. Drawer 1, bundle 11, off. of clerk of cts.

1046. (SUMMONS TO JOHN NEALE), Mar. 31, 1702. Ms.  
Notification to John Neale to appear for examination regarding illegal meeting case. 1 p. 4 $\frac{1}{2}$  x 5 $\frac{1}{2}$ . Drawer 1, bundle 11, off. of clerk of cts.

1047. (BILL OF PRESENTMENT AGAINST PHILLIP ENGLISH), Mar. 31, 1701/2. Ms.  
Bill of presentment against Phillip English of Salem relative to publishing libelous writing, and holding an illegal meeting; plea of not guilty. 1 p. 14 x 8. Drawer 3, bundle 10, off. of clerk of cts.

1048. (INDICTMENT OF JOHN DODGE), 1702. Ms.  
Indictment of John Dodge of Beverly, charged with calling an unlawful meeting of the proprietors of Ipswich. 1 p. 12 x 8. Drawer 1, bundle 11, off. of clerk of cts.

1049. (WRIT OF CAPIAS AGAINST NEALE, ENGLISH, DODGE), Mar. 31, 1702. Ms.  
Writ of capias against Jeremiah Neale, Phillip English, and John Dodge, charged with calling an illegal meeting of the proprietors. 1 p. 8 x 12. Drawer 1, bundle 11, off. of clerk of cts.

1050. (SUBPENAS OF GOLD, PICKERING, TURNER), Mar. 31, 1702. Ms.  
Subpenas to Joseph Gold, John Pickering, and Captain John Turner to testify in the case of Jeremiah Neale, Phillip English, and John Dodge. 1 p. 8 x 3. Drawer 1, bundle 11, off. of clerk of cts.



1051. (DEPOSITION OF JOHN HIGGINSON), Mar. 31, 1702. Ms.  
Deposition of John Higginson against Jeremiah Neale, charged with complicity in an illegal meeting. 1 p. 6 x 4. Drawer 1, bundle 11, off. of clerk of cts.

1052. (DEPOSITION OF DANIEL ANDREWS), Mar. 31, 1702. Ms.  
Deposition of Daniel Andrews against Jeremiah Neale charged with complicity in an illegal meeting. 1 p. 7 x 4. Drawer 1, bundle 11, off. of clerk of cts.

1053. (DEPOSITION OF DANIEL EPES), Mar. 31, 1702. Ms.  
Deposition of Daniel Epes regarding an illegal meeting. 1 p. 6 x 7 3/4. Drawer 1, bundle 11, off. of clerk of cts.

1054. (SUPPLEMENTARY DEPOSITION OF DANIEL EPES), Mar. 31, 1702. Ms.  
Deposition of Daniel Epes at trial of Jeremiah Neale, Phillip English and John Dodge, charged with calling an illegal meeting. 1 p. 6 x 7. Drawer 1, bundle 11, off. of clerk of cts.

1055. (DEPOSITION OF ANDREWS AND GOLD), May 31, 1702. Ms.  
Deposition of Daniel Andrews and Joseph Gold, in the case of Neale, English, and Dodge, charged with calling an illegal meeting. 1 p. 4 x 7. Drawer 1, bundle 11, off. of clerk of cts.

1056. (DEPOSITION OF ANDREWS AND OSGOOD), Mar. 31, 1702. Ms.  
Deposition of Daniel Andrews and Peter Osgood relative to evidence previously withheld by witnesses. 1 p. 3 3/4 x 7 1/4. Drawer 1, bundle 11, off. of clerk of cts.

1057. (DEPOSITION OF GARDNER AND SEWALL), Mar. 31, 1702. Ms.  
Deposition of Samuel Gardner and Stephen Sewall, who were at various times selectmen in Salem, giving evidence against Jeremiah Neale relative to an illegal meeting. 1 p. 6 x 5. Drawer 1, bundle 11, off. of clerk of cts.

1058. (TESTIMONY OF WILLIAM GEDNEY), 1702. Ms.  
Testimony of William Gedney, sheriff, relative to an illegal meeting called by Captain Dodge. 1 p. 12 x 6. Drawer 1, bundle 11, off. of clerk of cts.

1059. (TESTIMONY OF WILLIAM GEDNEY), Mar. 31, 1702. Ms.  
Testimony of William Gedney, sheriff, relative to the action of Phillip English and Jeremiah Neale who were warned not to appear at the meeting. 1 p. 8 x 5. Drawer 1, bundle 11, off. of clerk of cts.

1060. (TESTIMONY OF WILLIAM GEDNEY), Mar. 31, 1702. Ms.  
Testimony of William Gedney, sheriff, in case of Jeremiah Neale et al. in illegal meeting case. 1 p. 6 x 8. Drawer 1, bundle 11, off. of clerk of cts.

1061. (TESTIMONY OF ANDREWS AND OSGOOD), Mar. 31, 1702. Ms.  
Testimony of Daniel Andrews and Peter Osgood against Jeremiah Neale, charged with calling a town meeting without authorization. 1 p. 6 x 4. Drawer 1, bundle 11, off. of clerk of cts.



1062. (TESTIMONY OF JOHN BROWNE), Mar. 31, 1702. 3 mss.  
Testimony of John Browne against Jeremiah Neale, John Dodge, and Phillip English in illegal meeting case. 1 p. 4 x 6. Drawer 1, bundle 11, off. of clerk of cts.

1063. (TESTIMONY OF DANIEL EPES), Mar. 31, 1702. Ms.  
Testimony of Daniel Epes against Jeremiah Neale charged with complicity in an illegal meeting. 1 p. 5 x 4½. Drawer 1, bundle 11, off. of clerk of cts.

1064. (TESTIMONY OF DANIEL EPES AND DANIEL ANDREWS), Mar. 31, 1702. Ms.  
Copy of testimony given to court by Daniel Epes and Daniel Andrews in disorderly meeting case against Phillip English et al. 1 p. 5 x 5. Drawer 1, bundle 11, off. of clerk of cts.

1065. (VERDICT AGAINST JEREMIAH NEALE), Mar. 31, 1702. Ms.  
Jury's verdict of guilty against Jeremiah Neale who pleaded not guilty to an indictment brought against him. 1 p. 12 x 8. Drawer 1, bundle 4, off. of clerk of cts.

1066. (DEPOSITION OF JOHN HIGGINSON), May 31, 1702. Ms.  
Sworn affidavit of testimony of John Higginson against Phillip English. 1 p. 6 x 7½. Drawer 1, bundle 11, off. of clerk of cts.

Moody-Tappan Case in Court of Sessions (Illegal Operation of a Ferry)

1067. (APPOINTMENT OF MR. MOODY AND CAPTAIN SARGENT AS FERRYMEN), Apr. 12, 1703. Ms.  
Notice to "the freeholders and inhabitants of Newbury" by the selectmen of the appointment of Mr. Moody and Captain Sargent as ferrymen over the Merrimack River for a period of one year. 1 p. 7¼ x 6. Bundle 4, judges' va.

1068. (BOND OF DAVISON AND MOODY), 1703. Ms.  
Bond posted by Daniel Davison and Thomas Moody guaranteeing the safe and continued operation of a ferry across the Merrimack River from Newbury to Ipswich. 1 p. 8 x 12. Bundle 1, judges' va.

1069. (COURT ORDER - MARCH'S FERRY), Mar. 28, 1704. Ms.  
Order of court relative to petition of Lieutenant Colonel John March of Newbury requesting permission to operate a ferry over the Merrimack River. 1 p. 12 x 6. Bundle 4, judges' va.

1070. (COURT ORDER - MARCH'S FERRY), Mar. 28, 1704. Ms.  
Order of the court restoring ferry to John March. 1 p. 12 x 6. Bundle 4, judges' va.

1071. (BOND - MARCH'S FERRY), Apr. 22, 1704. Ms.  
Bond of John March of Newbury to operate a ferry over the Merrimack River, giving obligations and regulations. 2 pp. 12 x 8. Judges' va.





1072. (WARRANT AGAINST JOHN TAPPAN), Apr. 27, 1704. Ms.  
Warrant sworn out by John March against John Tappan for operating a ferry on the Merrimack River at the ferry called March's Ferry without a legal authority. 1 p. 9 x 6. Bundle 4, judges' va.

1073. (COMPLAINT AGAINST OPERATION OF SALISBURY FERRY), Apr. 28, 1704. Ms.  
Complaint of John March to Francis Wainwright, justice of the peace, against Thomas Moody, John Tappan, et al., for illegal establishment and operation of the Salisbury ferry across the Merrimack River. 1 p. 5  $\frac{3}{4}$  x 7 $\frac{1}{4}$ . Bundle 4, judges' va.

1074. (JUDGMENT AGAINST THOMAS MOODY AND JOHN TAPPAN), Apr. 28, 1704. Ms.  
Charge of the court against Thomas Moody and John Tappan for illegally keeping and operating a ferry over the Merrimack River. 4 pp. 8 x 5. Bundle 4, judges' va.

1075. (CASE OF THOMAS MOODY), Apr. 28, 1704. 5 mss.  
Complaint of Lieutenant Colonel John March, order by Francis Wainwright, justice of the peace; capias for the arrest of Thomas Moody, return of sheriff D. Davidson, plea of Moody. 1 p. 10 $\frac{1}{2}$  x 7. Bundle 4, judges' va.

1076. (COMPLAINT AGAINST JOHN TAPPAN), Apr. 29, 1704. Ms.  
Complaint of John March to Francis Wainwright, justice of the peace, against John Tappan for illegal ferrying to Salisbury. 2 pp. 9 x 5. Bundle 4, judges' va.

1077. (ASSIGNMENTS BY JOHN MARCH OF POWER OF ATTORNEY TO PHILLIP FOWLER), May 1, 1704. Ms.  
Statement of John March giving Phillip Fowler power of attorney in his case involving illegal operation of a ferry. 1 p. 9 x 5. Bundle 4, judges' va.

1078. (DEPOSITION OF EDWARD SARGENT), May 15, 1704. Ms.  
Deposition of Edward Sargent to Francis Wainwright, justice of the peace, stating that Thomas Moody of Newbury had been involved in the keeping and operating of a ferry. 1 p. 3 $\frac{1}{2}$  x 6. Bundle 4, judges' va.

1079. (RECOGNIZANCE OF THOMAS MOODY), May 15, 1704. Ms.  
Court order that Thomas Moody appear in court to answer complaint against him by John March relative to a ferry over the Merrimack River. 1 p. 10 x 7. Bundle 4, judges' va.

1080. (TESTIMONY OF HUGH MARCH), May 15, 1704. Ms.  
Testimony of Hugh March in the case against Thomas Moody, saying that Moody kept a ferry and charged for same. 1 p. 6 x 8. Bundle 4, judges' va.

1081. (TESTIMONY OF JOHN WILSON), May 15, 1704. Ms.  
Testimony of John Wilson stating that he was transported by Thomas Moody from Ring's Island to a point near Captain Sargent's house. 1 p. 6 x 2. Bundle 4, judges' va.



1082. (PLEA OF THOMAS MOODY), Apr. 29, 1704. Ms.

Plea of Thomas Moody requesting license from the court to run the "illegal" ferry. 1 p. 5 x 6. Bundle 4, judges' va.

1083. (JUDGMENT AGAINST THOMAS MOODY AND JOHN TAPPAN), June 27, 1704. Ms.

Copy of judgment issued by the court against Thomas Moody and John Tappan of Newbury for operating an illegal ferry over the Merrimack River. 1 p. 9 x 9. Bundle 19, judges' va.

1084. (PETITION OF JOHN MARCH), Sept. 26, 1704. Ms.

Petition of Lieutenant Colonel John March to the court to adjust disputes arising out of competition between his ferry and those at Newbury and Salisbury. 1 p. 12 x 7 $\frac{1}{2}$ . Bundle 4, judges' va.

#### Carr Case in Court of Sessions (Illegal Operation of a Ferry)

1085. (TESTIMONY OF JOHN CLARK, EDWARD GOODWIN, EZRA MOODY), Apr. 28, 1711. Ms.

Testimony of John Clark, Edward Goodwin and Ezra Moody stating that they witnessed illegal ferriage. 1 p. 6 x 3 $\frac{1}{2}$ . Bundle 4, judges' va.

1086. (COMPLAINT AGAINST RICHARD CARR), Apr. 28, 1711. Ms.

Complaint of Edward Sargent against Richard Carr of Salisbury, a shipwright, for using force and arms in illegally operating Captain Sargent's ferry between Newbury and Salisbury. 1 p. 8 x 6. Bundle 4, judges' va.

1087. (CAPIAS AGAINST RICHARD CARR), Apr. 28, 1711. Ms.

Capias for the arrest of Richard Carr issued by justices Noyes and Woodbridge to answer complaint of Captain Edward Sargent relative to illegal ferriage. 1 p. 12 x 8. Bundle 4, judges' va.

1088. (VERDICT AGAINST RICHARD CARR), Apr. 28, 1711. Ms.

Finding of court that Richard Carr be held guilty of illegal ferriage. Case appealed and bond deposited. 1 p. 10 x 8. Bundle 4, judges' va.

1089. (APPEAL OF RICHARD CARR), June 11, 1711. Ms.

Appeal of Richard Carr of Newbury, stating reasons for appeal. Appeal rejected. 2 pp. 12 x 8. Bundle 4, judges' va.

1090. (TESTIMONY OF WYMOND BRADBURY), June 25, 1711. Ms.

Testimony of Wymond Bradbury against Richard Carr to the effect that said Carr carried travelers across the river at the place where Captain Sargent's ferry operated. 1 p. 7  $\frac{3}{4}$  x 6. Bundle 4, judges' va.

#### Dole Case in Court of Sessions (Illegal Operation of a Ferry)

1091. (CROWN VS. JOHN DOLE ET AL.), July 5, 1711. Ms.

Temporary judgment and disposition in the case of the crown vs. John Dole et al. concerning the operation of an illegal ferry from Salisbury to Newbury across the Merrimack River. 1 p. 12 $\frac{1}{2}$  x 7 $\frac{1}{2}$ . Bundle 4, judges' va.



1092. (TESTIMONY OF ICHABOD YOUNG), July 5, 1711. Ms.  
Evidence of Ichabod Young against John Dole for illegal operation of a ferry from Salisbury to Newbury. 1 p.  $7\frac{1}{2}$  x  $4\frac{3}{4}$ . Bundle 4, judges' va.

1093. (DEPOSITION OF SAMUEL STANIFORD), July 5, 1711. Ms.  
Deposition of Samuel Staniford to the effect that he was illegally ferried across the Merrimack River by John Dole. 1 p.  $7\frac{1}{2}$  x 6. Bundle 4, judges' va.

1094. (ARREST OF JOHN DOLE AND JOSEPH MACREASE), July 5, 1711. Ms.  
Order of Joseph Woodbridge, justice of the peace, to the sheriff of Essex County, to arrest and bring before him John Dole and Joseph Macrease for illegal keeping of a ferry. 1 p. 9 x 6. Bundle 4, judges' va.

1095. (CONFESSIONS OF GUILT BY SARGENT AND MOODY), July 5, 1711. Ms.  
Confessions of guilt by Edward Sargent and Thomas Moody charged with illegal ferriage on the Merrimack River. Fines of £5 imposed by justice Woodbridge on the defendants. 1 p. 9 x 6. Bundle 4, judges' va.

Fairfield Case in Court of Sessions (Neglect of Duty by Town Clerk)

1096. (TESTIMONY OF FISKE AND KIMBALL), Mar. 2, 1707/8. Ms.  
Testimony of William Fiske and Thomas Kimball against William Fairfield, town clerk, for neglect of duty. 2 pp.  $5\frac{1}{2}$  x 6. Drawer 3, bundle 11, off. of clerk of cts.

1097. (TESTIMONY OF SAMUEL AND JOHN MOULTON), May 12, 1707. Ms.  
Testimony of Samuel and John Moulton against William Fairfield charged with negligence in his capacity as town clerk of Wenham. 1 p. 8 x  $6\frac{1}{2}$ . Drawer 3, bundle 11, off. of clerk of cts.

1098. (TESTIMONY OF PORTER AND CLAFLIN), Jan. 2, 1708. Ms.  
Testimony of John Porter and Daniel Claflin against William Fairfield for refusing to execute a town matter voted on. 1 p. 6 x  $3\frac{1}{2}$ . Drawer 3, bundle 11, off. of clerk of cts.

1099. (TESTIMONY OF WHIT, KIMBALL, FISKE), Mar. 16, 1708. Ms.  
Testimony of Thomas Whit, Samuel Kimball, and William Fiske, against William Fairfield, clerk of Wenham, for neglect of duty. 1 p. 8 x 8. Drawer 3, bundle 11, off. of clerk of cts.

1100. (TESTIMONY OF BENJAMIN EDWARDS), Mar. 29, 1708. Ms.  
Testimony of Benjamin Edwards in the case against William Fairfield. 1 p. 5 x  $7\frac{1}{2}$ . Drawer 3, bundle 11, off. of clerk of cts.

1101. (COMPLAINT OF WILLIAM FISHER ET AL.), May 11, 1708. Ms.  
Complaint of William Fisher et al. against William Fairfield who refused to hand over books and carry out mandate of the freeholders. 2 pp. 9 x 6. Drawer 3, bundle 11, off. of clerk of cts.





1102. (SUBPENAS IN FAIRFIELD CASE), June 6, 1708. Ms.  
Subpenas to Captain Thomas Fiske, John Porter, Walter Fairfield, Thomas Patch Deacon, Nathaniel Woldren, Benjamin Edwards, Joseph Butwell, and William Rogers in the case against William Fairfield. 1 p. 8 x 3. Drawer 3, bundle 11, off. of clerk of cts.

1103. (CAPIAS AGAINST WILLIAM FAIRFIELD), June 7, 1708. Ms.  
Capias issued to sheriff against William Fairfield, town clerk, for neglect of duty; action brought by William Fiske and Joseph Fowler. 1 p. 6 3/4 x 8. Drawer 3, bundle 11, off. of clerk of cts.

1104. (TESTIMONY OF WILLIAM FAIRFIELD), June 25, 1708. Ms.  
Testimony of William Fairfield against Samuel Kimball relative to the latter's refusal to show true records in case of Fowler vs. Wenham. 1 p. 6 x 8. Drawer 3, bundle 11, off. of clerk of cts.

1105. (DECLARATION IN FAVOR OF WILLIAM FAIRFIELD), June 28, 1708. Ms.  
Declaration to the court from a group of citizens of Wenham in favor of William Fairfield. Petitioners state that they find no fault with said Fairfield's management of the town. 1 p. 9 x 6. Drawer 3, bundle 11, off. of clerk of cts.

1106. (TESTIMONY OF SAMUEL KIMBALL), June 29, 1708. Ms.  
Testimony of Samuel Kimball relative to the town meeting at which a committee was chosen to investigate damages done to Samuel Fiske, and William Fairfield's neglect of duty as town clerk. 1 p. 4 x 6. Drawer 3, bundle 11, off. of clerk of cts.

1107. (DEPOSITION OF JAMES FRIEND AND THOMAS FISKE), June 29, 1708. Ms.  
Deposition of James Friend and Thomas Fiske in the case against William Fairfield. 1 p. 6 x 6. Drawer 3, bundle 11, off. of clerk of cts.

1108. (TESTIMONY OF BENJAMIN EDWARDS), June 29, 1708. Ms.  
Testimony of Benjamin Edwards attesting to the integrity and conscientiousness of William Fairfield. 1 p. 7 x 3. Drawer 3, bundle 11, off. of clerk of cts.

1109. (TESTIMONY OF WILLIAM ROGERS), June 29, 1708. Ms.  
Testimony of William Rogers in the case of William Fairfield. 1 p. 3 x 6. Drawer 3, bundle 11, off. of clerk of cts.

1110. (TESTIMONY OF ROBERT SYMONDS ET AL.), June 29, 1708. Ms.  
Testimony of Robert Symonds, Samuel Kimball, John Moulton, and Joseph Fowler against William Fairfield for neglecting his duties as town clerk. 1 p. 12 x 6. Drawer 3, bundle 11, off. of clerk of cts.

1111. (BILL OF COSTS AGAINST WILLIAM FAIRFIELD), July 2, 1708. Ms.  
Bill of costs presented to William Fairfield, defendant. 1 p. 4 x 6. Drawer 3, bundle 11, off. of clerk of cts.



Sparhawk-Brown Case in Court of Sessions (Libel)

1112. (WARRANT AGAINST SAMUEL WOLCOTT), Dec. 25, 1724. Ms.  
Demand by Nathaniel Sparhawk that a warrant be issued against Samuel Wolcott for publishing scandalous lies to the effect that Sparhawk was drunk on Christmas eve. 1 p. 5 x 7 $\frac{1}{2}$ . Drawer 3, bundle 10, off. of clerk of cts.

1113. (COMPLAINT AGAINST JOHN BROWN), Mar. 1726/7. Ms.  
Complaint of Rev. Nathaniel Sparhawk of Lynn against John Brown for libel. 1 p. 8 x 8. Drawer 3, bundle 10, off. of clerk of cts.

1114. (WRIT AGAINST BROWN), 1726/7. Ms.  
Writ in suit of Sparhawk vs. Brown for alleged defamation of character. 1 p. 12 $\frac{1}{2}$  x 7 $\frac{1}{2}$ . Drawer 3, bundle 10, off. of clerk of cts.

1115. (BOND OF JOHN BROWN AND THOMAS GOWING), Mar. 6, 1726/7. Ms.  
Bond of John Brown and Thomas Gowing for appearance in court "for publishing a lye" according to complaint of Nathaniel Sparhawk. 2 pp. 12 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1116. (COMPLAINT AGAINST SAMUEL WALTON), Mar. 6, 1726/7. Ms.  
Complaint by Rev. Nathaniel Sparhawk against Samuel Walton of Lynn for libel. 2 pp. 14 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1117. (DEPOSITION OF NATHANIEL GOWING), Mar. 20, 1726/7. Ms.  
Deposition of Nathaniel Gowing to the effect that Sparhawk was intoxicated and stayed out late on Christmas night. 1 p. 3 x 6. Drawer 3, bundle 2, off. of clerk of cts.

1118. (TESTIMONY OF WILLIAM TAYLOR), Mar. 20, 1726/7. Ms.  
Evidence of William Taylor in the case against Rev. Nathaniel Sparhawk saying that he was with Sparhawk on the 25th of December, 1724, and that the minister was sober and not in "the least discomposed." 1 p. 2 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1119. (BILL OF COSTS), Mar. 20, 1726/7. Ms.  
Bill of costs for summoning witnesses, serving papers, filing complaints, entering judgments. 1 p. 5 x 4. Drawer 3, bundle 10, off. of clerk of cts.

1120. (TRIAL OF JOHN BROWN), Mar. 20, 1726/7. Ms.  
Trial of John Brown who pleaded **not** guilty, but was found guilty by the court and fined 10s. 1 p. 6 x 8. Drawer 3, bundle 10, off. of clerk of cts.

1121. (SENTENCE OF JOHN BROWN), Mar. 1726/7. Ms.  
Court finding and sentence in the case of Sparhawk vs. Brown for libel. 1 p. 8 $\frac{1}{2}$  x 8. Drawer 3, bundle 10, off. of clerk of cts.

1122. (APPEAL OF JOHN BROWN), Mar. 20, 1726/7. Ms.  
Appeal of John Brown in libel suit brought by Rev. Sparhawk giving reasons for appeal. 2 pp. 8 x 5. Drawer 3, bundle 10, off. of clerk of cts.

1123. (CONTINUANCE OF CASE), Mar. 20, 1726/7. Ms.  
Order of the court to continue the case to the next session. 1 p. 12 x 6. Drawer 3, bundle 10, off. of clerk of cts.



1124. (TESTIMONY OF MOSES AND SAMUEL WALTON), Mar. 20, 1726/7. Ms. Testimony of the brothers Samuel and Moses Walton that they saw Nathaniel Sparhawk drunk on Dec. 25, 1724. 2 pp. 9 x 7 $\frac{1}{2}$ . Drawer 3, bundle 10, off. of clerk of cts.

1125. (DEPOSITION OF JOHN PERKINS), Mar. 20, 1726. Ms. Deposition of John Perkins in the case against Samuel Walton for libel on Rev. Sparhawk. 1 p. 8 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1126. (SENTENCE OF SAMUEL WALTON), Mar. 20, 1726/7. Ms. Court finding: Amt. of fine, conditions of sentence. 1 p. 6 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1127. (APPEAL OF SAMUEL WALTON), Mar. 20, 1726. Ms. Appeal by Samuel Walton in the suit of the crown vs. Nathaniel Sparhawk, stating reasons for appeal. 1 p. 9 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1128. (LETTER OF SPARHAWK ASKING FOR BILL OF COMPLAINT), June 30, 1726. Ms. Sparhawk's letter asking that a bill of complaint be drawn up against him, and that the same be presented in proper manner. 1 p. 6 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1129. (LETTER OF SPARHAWK CONCERNING GRIEVANCES OF THE PARISH), Aug. 8, 1726. Ms. Letter of Sparhawk to his neighbors relative to the grievances of the parish and an effort to arrive at some agreement. 1 p. 9 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1130. (COMPLAINT OF JOHN HAWKES ET AL.), Aug. 16, 1726. Ms. Letter from John Hawkes, Sam Parker, et al. to the Rev. John Bernard complaining about conditions in the church, and suggesting great dissatisfaction with Rev. Sparhawk's behavior. 1 p. 11 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1131. (SPARHAWK'S ANSWER TO GRIEVANCES), Dec. 4, 1726. Ms. Letter of Nathaniel Sparhawk to Mr. Walton: "In answer to your desires, and in order to remove your grievances, I would say that I hoped I am sensible of my inadvertence in going to Lynn on Christmas day and say that I had no design to keep Christmas." 1 p. 4 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1132. (LETTER OF COTTON MATHER CONCERNING MINISTERIAL INQUIRY), Apr. 4, 1727. Ms. Certification by Cotton Mather that the ministers John Webb, William Cooper, Thomas Foxcroft, and Joshua Lee were asked by some inhabitants of the precinct in Lynde to enquire and advise about a matter of dissatisfaction of a scandalous nature against the pastor, Rev. Sparhawk. 1 p. 12 x 8. Drawer 3, bundle 10, off. of clerk of cts.





1133. (TESTIMONY OF GEORGE MORSE AND JOHN PERKINS), May 9, 1727. Ms. Testimony of George Morse and John Perkins regarding a change of mind. 1 p. 3 x 5. Drawer 3, bundle 10, off. of clerk of cts.

1134. (PETITION OF CHURCH MEMBERS), May 11, 1727. Ms. Petition of church members asking the Rev. Sparhawk to appear before an ecclesiastical council to settle matters of dissatisfaction. 1 p. 12 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1135. (CALL FOR COUNCIL OF CHURCHES), June 17, 1727. Ms. A letter from Samuel Parker to Rev. Sparhawk to forget differences and unite with the elders in calling a council of churches. 1 p. 7 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1136. (LETTER OF SPARHAWK TO FIRST PARISH CHURCH), June 23, 1727. Ms. Letter from Rev. Sparhawk to the First Parish Church requesting that his case be placed before members of the general court so that a fair trial might be had. 1 p. 6 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1137. (PROPOSALS TO JOHN BROWN AND SAMUEL WALTON), July 10, 1727. Ms. Proposals by Sparhawk to John Brown and Samuel Walton arising out of a previous discourse, expressing desire for peace. 1 p. 4 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1138. (APPEAL OF JOHN BROWN), July 11, 1727. Ms. Appeal of John Brown from a judgment in favor of Sparhawk, with reference to the council in which Cotton Mather and other ministers took part. 2 pp. 14 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1139. (SENTENCE OF JOHN BROWN), 1727. Ms. Conditions of sentence in the case of Sparhawk vs. Brown. 1 p. 13 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1140. (DECISION OF COUNCIL), Sept. 13, 1727. Ms. Report and decision of the council regarding the case of Nathaniel Sparhawk vs. John Brown. 2 pp. 8 x 12. Drawer 3, bundle 10, off. of clerk of cts.

1141. (LETTER OF JOHN BERNARD TO COUNCIL OF MINISTERS), Sept. 14, 1727. Ms. Letter of John Bernard to the moderator explaining his inability to act in conjunction with the council of ministers. 1 p. 7 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1142. (RESIGNATION OF WEBB AND COOPER), Sept. 14, 1727. Ms. Resignation of John Webb and William Cooper, two of the nine ministers sent to settle the differences between Rev. Sparhawk and his "aggrieved neighbors." 1 p. 8 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1143. (DEPOSITION OF JOHN BRINTNALL), Sept. 29, 1727. Ms. Deposition of John Brintnall to the effect that he accompanied Mr. Walton to Rev. Sparhawk demanding satisfaction of grievances, but received none. 1 p. 6 x 6. Drawer 3, bundle 10, off. of clerk of cts.



1144. (TESTIMONY OF EDWARD BROWNE), Sept. 29, 1727. Ms.

Testimony of Edward Browne in the case of John Brown and Nathaniel Sparhawk, to the effect that he went with John Brown to Rev. Sparhawk in order to settle their grievance, but received no satisfaction. 1 p. 6¼ x 7½. Drawer 3, bundle 10, off. of clerk of cts.

Samuel Fiske Case in Court of Sessions (Disturbance of the Peace)

1145. (COMPLAINT OF SAMUEL BROWN ET AL.), May 2, 1735. Ms.

Complaint against Samuel Fiske lodged by Samuel Brown et al. in a case relative to disturbance of the peace. 2 pp. 18 x 10. Drawer 3, bundle 9, off. of clerk of cts.

1146. (TESTIMONY OF J. OVERING, ATTORNEY GENERAL), 1735. Ms.

Testimony of J. Overing, attorney general, in the case of the crown vs. Samuel Fiske of Salem, who with others, unknown to the jurors, entered the meeting house and public places of worship, breaking the peace and causing much disturbance. 1 p. 7½ x 6. Drawer 3, bundle 9, off. of clerk of cts.

1147. (JUDGMENT AGAINST SAMUEL FISKE), May 5, 1735. Ms.

Judgment against Rev. Samuel Fiske, charged by Lambert, Brown and others with breaking the peace. 3 pp. 7½ x 6. Drawer 3, bundle 9, off. of clerk of cts.

Warrants and Complaints

1148. (SEARCH WARRANT UPON REQUEST OF JOHN BICKFORD), Mar. 7, 1723. Ms.

Warrant issued by Stephen Sewall, clerk, upon request of John Bickford to investigate the theft of a load of fish belonging to him. 1 p. 8 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1149. (COMMONWEALTH VS. WILLIAM CALDWELL, JR.), Sept. 13-29, 1820. Ms.

Complaint of James Richards, warrant, bill of costs, constable's return in the case of the Commonwealth vs. William Caldwell, Jr., before justice William Woart, for assault on Samuel Richards, son of James Richards. 3 pp. 5 x 8. Drawer 4, bundle 1, off. of clerk of cts.

1150. (COMPLAINT AGAINST JOHN G. LEHANE, JR.), Apr. 7, 1821. Ms.

Complaint, oath, warrant against John G. Lehane, Jr. for assault on Willard Panott; constable's return to justice Richard Hazeltine. 2 pp. 9 x 6. Drawer 4, bundle 5, off. of clerk of cts.

1151. (COMMONWEALTH VS. DAVID HOWARD), Apr. 10, 1821. Ms.

Complaint, warrant, bill of costs, in the case of the Commonwealth vs. David Howard of Newburyport charged by Samuel Wheeler with killing a sow. 1 p. 12½ x 7 3/4. Drawer 4, bundle 1, off. of clerk of cts.

1152. (SEARCH WARRANT - POOR VS. TRUSDELL), Aug. 20, 1821. Ms.

Order from William Woart, justice of the peace, to the sheriff, to search the property of Samuel Trusdell, suspected of theft of goods from Benjamin Poor. Includes bill of costs, complaint, warrant. 2 pp. 8 x 8. Drawer 4, bundle 1, off. of clerk of cts.



1153. (ORDER FOR WARRANTS AGAINST JOSEPH PEASLEY ET AL.), Oct. 28, 1658. Ms.

Order to issue warrants against Joseph Peasley and others of Salisbury. 1 p. 8 x 6. MSA.

1154. (COMPLAINT AGAINST JOHN COGSWELL), Sept. 25, 1689. Ms.

Complaint against John Cogswell by Seth Story for profaning the Lord's day and refusing to mend his ways. 1 p. 8 x 6. Bundle 5, judges' va.

1155. (WARRANT FOR ARREST OF SAMUEL SMITH), Aug. 7, 1821. Ms.

Demand of Henry Spillar to William Woart, justice of the peace, that a warrant be issued for the arrest of Samuel Smith, suspected of stealing pants, coats, stockings, shaving outfit from residence of plaintiff. 4 pp. 12 x 7½. Drawer 4, bundle 1, off. of clerk of cts.

1156. (SARAH PETTINGALL VS. SAMUEL GIFFORD), July 27, 1827. Ms.

Complaint and bill of costs in the case of Sarah Pettingall vs. Samuel Gifford for assault. 3 pp. 5 x 8. Drawer 4, bundle 5, off. of clerk of cts.

1157. (DEATH WARRANT OF BRIDGET BISHOP), June 10, 1692. Ms.

Original death warrant issued by William Stoughton to George Corion, high sheriff of Essex County, in the case of Bridget Bishop, the first person executed for witchcraft in Salem. 1 p. 8½ x 5. Off. of clerk of cts.

#### Miscellaneous

1158. (EXAMINATION OF REBEKAH NURSE), 1692. Ms.

Original records of district examination of Rebekah Nurse, accused of witchcraft by Rev. Samuel Parrish. 1 p. 8 x 5. Off. of clerk of cts.

1159. (GRAND JURY BILLS - RIOTERS), Nov. 6, 1768. Ms.

Findings of the grand jury sent to the general court regarding cases of rioters in towns of Essex County. 1 p. 8 x 12. MSA.

1160. (WRIT TO CONVEY WILLIAM BROWN TO CASTLE ISLAND), May 14, 1798. Ms.

Writ to the sheriff of Essex County to convey William Brown, convicted of a felony, to Castle Island for one year. 2 pp. 10 x 6. Drawer 1, bundle 4, off. of clerk of cts.

1161. (SENTENCES AND COMMITMENTS), 1819-20. 48 mss.

Sentences and commitment papers sent to the sheriff by the court of sessions: Name of defendant, verdict. 1 p. 5 x 7. Drawer 4, bundle 7, off. of clerk of cts.

1162. (DISCHARGE OF JOHN CHASE), Apr. 11, 1821. Ms.

Discharge of John Chase by William Woart, justice of the peace, found not guilty of killing a sow. Includes bill of costs, warrant, and complaint by Samuel Wheeler. 1 p. 7 x 9. Drawer 4, bundle 1, off. of clerk of cts.





1163. (LARCENY CASE AGAINST JOHN BUTLER - TESTIMONY OF EPHRAIM TITCOMB), June 5, 1821. Ms.

Complaint, testimony, disposition of case brought against John Butler for theft of goods from the shop of Israel Trask. 1 p. 13 x 7 $\frac{1}{2}$ . Drawer 4, bundle 1, off. of clerk of cts.

1164. (CAPIAS AGAINST SIMEON HILLIARD), Dec. 13, 1823. Ms.

Order to the sheriff to arrest Simeon Hilliard in default of court; signed by Ichabod Tucker; witnessed by Artemas Ward. 1 p. 13 x 6. Bundle 5, judges' va.

1165. (FORGERY CASE - GRIFFIN VS. PEIRCE), Nov. 28-29, 1829. 4 mss.

Deposition from Eliphazer Griffin accusing George Peirce of forgery, and requesting justice Woart to search Peirce's possessions. Include search warrant, summons to court, bill of costs. 2 pp. 10 x 7. Drawer 4, bundle 1, off. of clerk of cts.

#### Civil

#### Parrish Case in Court of Sessions (Salary Dispute)

1166. (RATES FOR MAINTENANCE OF REVEREND PARRISH), July 1691 - July 1693. Ms.

Copy of the rates for the maintenance of the minister, Samuel Parrish, of Salem Village. 2 pp. 11  $\frac{3}{4}$  x 7 $\frac{1}{2}$ . Drawer 1, bundle 12, off. of clerk of cts.

1167. (TESTIMONY OF NATHANIEL AND JOHN PUTNAM), Mar. 20, 1695. Ms.

Testimony of Nathaniel and John Putnam against Thomas Preston, Joseph Pope, Joseph Holton and John Tarbell, found guilty of negligence in collecting back rates for Rev. Samuel Parrish. 2 pp. 9 x 7. Drawer 1, bundle 12, off. of clerk of cts.

1168. (DEPOSITION OF NATHANIEL AND JOHN PUTNAM), Mar. 31, 1693. Ms.

Deposition of Nathaniel and John Putnam that Rev. Parrish had served in the ministry at Salem Village and that it be entered in the records for his annual salary. 1 p. 4 x 6. Drawer 1, bundle 12, off. of clerk of cts.

1169. (ANSWER OF ASSESSORS TO COURT), Mar. 26, 1694. Ms.

Answer of assessors to court order to pay Rev. Parrish his salary; testimony of assessors and inhabitants that the salary had been paid. 1 p. 12 x 8. Drawer 1, bundle 12, off. of clerk of cts.

1170. (POWER OF ATTORNEY IN SUITS FOR MISCONDUCT), Mar. 2, 1696/7. Ms.

Power of attorney given to several members of the House to prosecute suits against Rev. Parrish for misconduct. 1 p. 12 x 8. Drawer 1, bundle 12, off. of clerk of cts.

1171. (NOTICE OF SUIT AGAINST THE INHABITANTS OF SALEM VILLAGE), Mar. 14, 1696/7. Ms.

Notice to inhabitants of Salem Village of a suit brought against them by Rev. Parrish claiming back salary of £462, with a plea by the defendants denying obligation charged to them. 1 p. 7 $\frac{1}{2}$  x 6. Drawer 1, bundle 12, off. of clerk of cts.



1172. (WRIT OF ATTACHMENT AGAINST SAMUEL PARRISH), Mar. 15, 1698. Ms. Order to the sheriff to attach the property of Samuel Parrish to the value of £400, and bring him to the next sessions court at Ipswich. Includes names of witnesses to be called. 1 p. 12 x 7 3/4. Drawer 1, bundle 12, off. of clerk of cts.

1173. (TESTIMONY OF JOSEPH PORTER, LAUREL ANDREW AND JOSEPH PUTNAM), Apr. 13, 1697. Ms.

Testimony of Joseph Porter, Laurel Andrew and Joseph Putnam against Rev. Parrish who disclaimed the entry in the Book of Village Records of Jan. 18, 1689, relating to his maintenance. 1 p. 10 x 7 1/2. Drawer 1, bundle 12, off. of clerk of cts.

#### Highway From Sweat's Ferry in Court of Sessions

1174. (AUTHORIZATION TO HIGHWAY COMMITTEE), Mar. 15, 1714/15. Ms. Court authorization for the committee to investigate the necessity of a highway from Haverhill to Kingstown. 1 p. 7 x 5. Bundle 5, judges' va.

1175. (PETITION OF JOHN OSGOOD AND COBB MOODY), Mar. 15, 1714. Ms. Petition from John Osgood and Cobb Moody to the court for a road from Sweat's Ferry to Kingstown. 1 p. 6 x 6. Bundle 5, judges' va.

1176. (PETITION OF INHABITANTS OF KINGSTOWN), June 1715, June 1718. 2 mss.

Petitions from inhabitants of Kingstown, N.H., for a highway from Sweat's Ferry to Kingstown. 1 p. Bundle 2, judges' va.

1177. (PETITION OF ROBERT PEASLEE ET AL.), June 1715. Ms.

Petition of Robert Peaslee et al. of Kingstown for a highway from Sweat's Ferry to Kingstown, N.H. 1 p. 11 x 8. Bundle 2, judges' va.

1178. (PROTEST OF AMESBURY INHABITANTS), June 28, 1715. Ms.

Petition of the inhabitants of Amesbury protesting against the road from Sweat's Ferry to Kingstown, N.H. 2 pp. 12 x 8. Bundle 2, judges' va.

1179. (COURT ORDER), Jan. 29, 1718. Ms.

Court order to the sheriff that a road be laid out from Sweat's Ferry to Kingstown, and that a jury be summoned to serve as committeemen. 2 pp. 11 x 5 1/2. Bundle 5, judges' va.

1180. (PETITION OF INHABITANTS OF HAVERHILL), June 1718. Ms.

Petition of the inhabitants of Haverhill to the court for a road to run from Sweat's Ferry to Kingstown to facilitate the transportation of lumber. 1 p. 9 x 5. Bundle 2, judges' va.

1181. (PETITION OF JOHN SWEAT), Sept. 27, 1720. Ms.

Petition of John Sweat to the court to entertain the jury summoned to consider the laying-out of a road from the ferry to Kingstown. 1 p. 4 x 6. Bundle 2, judges' va.



1182. (PETITION FROM HAVERHILL, NEWBURY, BRADFORD), June 1775. Ms. Petition from the inhabitants of Haverhill, Newbury, and Bradford, that the court accept the committee's report for a road from Sweat's Ferry to Kingstown. 2 pp. 14 x 7. Bundle 2, judges' va.

Patey Case in Court of Sessions (Petition to Operate Ferry)

1183. (APPROVAL OF PATEY'S PETITION FOR FERRY), June 10, 1695. Ms. Statement of approval, by the selectmen of Haverhill, of Peter Patey's petition to operate a ferry from Bradford and Newbury to Haverhill. 1 p. 8 x 4. Bundle 1, judges' va.

1184. (PETITION TO OPERATE FERRY), Dec. 31, 1695. Ms. Petition from Peter Patey to the court to operate a ferry on the Merrimack River. 1 p. 8 x 5½. Bundle 1, judges' va.

1185. (COURT AUTHORIZATION TO OPERATE FERRY), Dec. 31, 1695. Ms. Permission to Peter Patey to keep and operate a ferry on the Merrimack River between Bradford and Haverhill. 1 p. 6 x 5. Bundle 1, judges' va.

1186. (TESTIMONY OF GEORGE BROWN ET AL.), Mar. 5, 1695/6. Ms. Testimony of George Brown et al. against the Patey Ferry on the grounds that it would be a great expense and hinder plans for the construction of a highway. 1 p. 4½ x 5. Bundle 1, judges' va.

1187. (TESTIMONY OF WILLIAM AND ELIZABETH HUCHINS), Mar. 10, 1695/6. Ms. Testimony of William and Elizabeth Huchins stating that Peter Patey had asked them to sign a petition on the promise of buying certain lands. 1 p. 7 x 9. Bundle 1, judges' va.

1188. (VOTE AT BRADFORD TOWN MEETING), Mar. 10, 1695/6. Ms. Vote of town meeting granting Peter Patey the right to own and operate a ferry. 1 p. 4 x 4½. Bundle 1, judges' va.

1189. (PETITION OF INHABITANTS OF BRADFORD), 1696. Ms. Petition signed by a group of Bradford inhabitants requesting that the petition of Peter Patey for a ferry be granted. 2 pp. 14 x 7. Bundle 1, judges' va.

1190. (TESTIMONY OF JOHN AUSTIN), 1696. Ms. Testimony of John Austin that there was no road from the ferry at Bradford and that he would have to go at his own peril once he had crossed over from Haverhill. 1 p. 7 x 7. Bundle 1, judges' va.

1191. (TESTIMONY OF JOHN TENNIE AND JOSEPH PALMER), Mar. 27, 1696. Ms. Testimony of John Tennie and Joseph Palmer opposing location of Patey's Ferry. 1 p. 8 x 9. Bundle 1, judges' va.





1192. (PETITION OF BRADFORD COMMITTEE AGAINST PATEY FERRY), Mar. 31, 1696. Ms.

Petition of committee of Bradford against the Patey Ferry, because it would necessitate building a road through the common land. 1 p. 12 x 6. Bundle 2, judges' va.

1193. (PETITION OF PETER PATEY), Apr. 15, 1696. Ms.

Petition from Peter Patey describing the hostile attitude of the people along his ferry route and the danger to his boat and business. 1 p. 5 x 5. Bundle 1, judges' va.

1194. (LAND BORDERING FERRY GROUNDS), June 6, 1696. Ms.

Statement by the inhabitants of Wenham to the court relative to distances between strips of privately owned land belonging to various persons, bordering on the ferrygrounds of Peter Patey. 1 p. 3 x 5½. Bundle 1, judges' va.

1195. (PETITION OF PETER PATEY), June 29, 1696. Ms.

Petition of Peter Patey to the court protesting against the threatening and disorderly attitude shown to his passengers by residents of Bradford. 1 p. 14 x 8. Bundle 1, judges' va.

1196. (COMMITTEE REPORT - FERRY BETWEEN BRADFORD AND HAVERHILL), Mar. 30, 1697. Ms.

Report of the committee on a ferry between Bradford and Haverhill, that the place desired by Peter Patey was not convenient because it would pass through a common field. 1 p. 9 x 9. Bundle 1, judges' va.

1197. (PETITION OF PETER PATEY), Apr. 25, 1697. Ms.

Request of Peter Patey that the court confirm his right to keep and operate his ferry against the objection of a number of Bradford inhabitants. 1 p. 10 x 5. Bundle 1, judges' va.

1198. (PETITION OF PETER PATEY), Sept. 28, 1697. Ms.

Petition sent by Peter Patey to the court stating there was no road from his ferry on the Bradford side, and requesting the same. 1 p. 12 x 6. Bundle 1, judges' va.

1199. (TESTIMONY OF JOSEPH PALMER), 1697. Ms.

Testimony of Joseph Palmer against Peter Patey regarding upkeep of a highway to Bradford landing. 1 p. 5 x 4. Bundle 1, judges' va.

1200. (TESTIMONY OF SAMUEL PEARSON), 1697. Ms.

Testimony of Samuel Pearson in favor of Peter Patey's request for the right to operate a ferry. 1 p. 5 x 4½. Bundle 1, judges' va.

1201. (TESTIMONY OF BRADFORD COMMITTEE), 1697. Ms.

Testimony of Bradford committee, to the court, against the operation of the Peter Patey Ferry. 1 p. 8 x 8. Bundle 1, judges' va.

1202. (PROTEST AGAINST PETITION OF PETER PATEY), June 21, 1699. Ms.

Protest of the selectmen of Bradford against granting a petition to Peter Patey for a ferry. 1 p. 7 x 8. Bundle 1, judges' va.



1203. (PETITION OF WILLIAM MOODY ET AL.), Dec. 27, 1709. Ms.  
Petition of William Moody et al. to the court for a highway from Patey's Ferry, Bradford, to Newbury. 1 p. Bundle 2, judges' va.

1204. (LICENSE FEE), June 26, 1714. Ms.  
Payment of license fee for the right granted to Peter Patey to operate a ferry between Bradford and Haverhill. 1 p. 9 x 7. Bundle 1, judges' va.

1205. (OPPOSITION TO REMOVAL OF FERRY), Mar. 24, 1738. Ms.  
Vote of proprietors opposing removal of Patey's Ferry. 1 p.  $7\frac{1}{4}$  x  $4\frac{1}{2}$ . Bundle 2, judges' va.

Fowler Case in Court of Sessions (Division of Common Lands)

1206. (SUBPENAS ON SYMONDS, WHITE, KIMBALL, FISKE), Feb. 25, 1706. Ms.  
Subpenas on Robert Symonds, Thomas White, Samuel Kimball, and William Fiske in the case of Fowler and Goldsmith vs. Wenham. 1 p. 4 x 8. Drawer 3, bundle 11, off. of clerk of cts.

1207. (SUMMONS TO THE PROPRIETORS OF WENHAM), Mar. 8, 1706. Ms.  
Summons to the proprietors of the common land at Wenham to answer Fowler's claim to land held jointly with Zacheus Goldsmith. 1 p. 7 x 11. Drawer 3, bundle 11, off. of clerk of cts.

1208. (SUMMONS TO ZACHEUS GOLDSMITH), Mar. 10, 1706/7. Ms.  
Summons to Zacheus Goldsmith to appear as witness in the case of Joseph Fowler vs. Wenham. 1 p. 6 x 8. Drawer 3, bundle 11, off. of clerk of cts.  
See also entry 1399.

1209. (PETITION OF CITIZENS OF WENHAM), Mar. 12, 1706/7. Ms.  
Petition of the citizens of Wenham relative to the election of agents to represent the town in the case of Joseph Fowler vs. William Fairfield; town clerk: Costs involved, advisability of further prosecution or appeal. 1 p. 14 x 7. Drawer 3, bundle 11, off. of clerk of cts.

1210. (ELECTION OF AGENTS FOR PROPRIETORS OF WENHAM), Mar. 12, 1706.  
Ms.  
Election of Lieutenant John Porter and William Fairfield to act as agents for the freemen of Wenham in the case of Joseph Fowler vs. proprietors of Wenham. 1 p.  $5\frac{1}{4}$  x  $7\frac{1}{2}$ . Drawer 3, bundle 11, off. of clerk of cts.

1211. (TESTIMONY OF SAMUEL KIMBALL AND SAMUEL MOULTON), Mar. 2, 1707/8.  
Ms.  
Transcript of evidence presented by Samuel Kimball and Samuel Moulton in the case of Joseph Fowler against the town of Wenham. 1 p.  $6\frac{1}{4}$  x  $5\frac{1}{2}$ . Drawer 3, bundle 11, off. of clerk of cts.

1212. (SUMMONS - FISKE VS. PROPRIETORS OF COMMON LANDS), Mar. 12, 1707/8.  
Ms.  
Writ from the court to the proprietors of Wenham to answer the charge of Joseph Fiske, that Fiske had not received his full share in the division of the common lands. 1 p. 12 x  $7\frac{1}{2}$ . Drawer 3, bundle 11, off. of clerk of cts.



1213. (DEPOSITION OF SYMONDS AND WHITE), Mar. 25, 1707. Ms.  
Deposition of Robert Symonds and Thomas White, requested by Joseph Fowler of Wenham, that the last two divisions of land laid out are valued at £20 a share. 1 p. 11 x 8. Drawer 3, bundle 11, off. of clerk of cts.

1214. (TESTIMONY OF WILLIAM FISKE), Mar. 25, 1707. Ms.  
Testimony of William Fiske regarding a farm in Wenham owned by Fowler and Zacheus Goldsmith. 1 p. 7 x 6. Drawer 3, bundle 11, off. of clerk of cts.

1215. (CONTEMPT PROCEEDINGS - PROPRIETORS OF WENHAM VS. FOWLER), Mar. 25, 1707. Ms.  
Protest of proprietors to the court against Joseph Fowler's disregard of the court's decision against his demand for a share of the common lands of Wenham. 1 p. 6 x 3½. Drawer 3, bundle 11, off. of clerk of cts.

Balch Case in Court of Sessions (Land Ownership)

1216. (DEED TO LAND), Dec. 26, 1682. Ms.  
Gift of land from John to Samuel Fiske as proof that said land did not belong to Balch. 1 p. 9 x 12. Drawer 1, bundle 9c, off. of clerk of cts.

1217. (TESTIMONY OF WENHAM SELECTMEN), Mar. 17, 1710. Ms.  
Testimony of the selectmen of Wenham in the Balch vs. Wenham land case. 1 p. 8 x 7. Drawer 1, bundle 9b, off. of clerk of cts.

1218. (DEPOSITION OF WILLIAM FAIRFIELD), Mar. 31, 1710. Ms.  
Deposition of William Fairfield at the trial of Freeborn Balch, relative to ownership of certain lands in Wenham. 1 p. 7 x 3½. Drawer 1, bundle 9b, off. of clerk of cts.

1219. (TESTIMONY OF WILLIAM FAIRFIELD), Mar. 31, 1710. Ms.  
Testimony given to the court by William Fairfield in the case of Balch vs. Wenham. 1 p. 8 x 8. Drawer 1, bundle 9c, off. of clerk of cts.

1220. (DEPOSITION OF RICHARD HUTTON), Mar. 31, 1710. Ms.  
Deposition of Richard Hutton regarding the proposed highway and nature of the land and boundaries. 1 p. 6 x 6. Drawer 1, bundle 9b, off. of clerk of cts.

1221. (TESTIMONY OF RICHARD HUTTON), Apr. 1, 1710. Ms.  
Copy of the testimony of Richard Hutton in the case of Freeborn Balch. 1 p. 12 x 7½. Drawer 1, bundle 9, off. of clerk of cts.

1222. (SUMMONS TO JOHN AND WILLIAM PORTER), June 1710. Ms.  
Summons to Lieutenant John and William Porter to testify concerning a proposed highway to Balch's lands in Wenham. 1 p. 4 x 4. Drawer 1, bundle 9b, off. of clerk of cts.

1223. (SUMMONS TO INHABITANTS OF WENHAM), 1710. Ms.  
Summons issued by the Wenham committee to the constable of Wenham ordering depositions of three inhabitants. 1 p. 6 x 1½. Drawer 1, bundle 9, off. of clerk of cts.





1224. (SUBPENA ON JOHN PORTER AND WILLIAM ROGERS), June 1710. Ms.  
Subpena issued by the court on John Porter and William Rogers of Wenham to appear in the Salem court of sessions as witnesses. 1 p. 8 x 6. Drawer 1, bundle 9b, off. of clerk of cts.

1225. (SUMMONS TO BENJAMIN EDWARDS ET AL.), June 16, 1710. Ms.  
Order to the sheriff to summon Benjamin Edwards, John Gott, and Daniel Dodge for contempt of court. 1 p. 12 x 5. Drawer 1, bundle 9b, off. of clerk of cts.

1226. (DEPOSITIONS OF JOHN PORTER, WILLIAM FAIRFIELD, JOHN EDWARDS), June 1710. 3 mss.  
Depositions of John Porter, William Fairfield, and John Edwards, relative to ownership of certain lands in Wenham. 1 p. 6 x 7. Drawer 1, bundle 9b, off. of clerk of cts.

1227. (ORDER TO REPORT ON PROPOSED HIGHWAY), June 23, 1710. Ms.  
Court order to the selectmen of Wenham to inspect the suggested route of a highway to Balch's lands and to make a report and recommendation. 1 p. 10 x 5. Drawer 1, bundle 9b, off. of clerk of cts.

1228. (TESTIMONY OF WILLIAM FISKE), June 27, 1710. Ms.  
Testimony of William Fiske regarding ownership of certain lands in Wenham. 1 p. 5 x 3. Drawer 1, bundle 9b, off. of clerk of cts.

1229. (TESTIMONY OF HENRY HUGGETT ET AL.), 1710. Ms.  
Testimony of Henry Huggett, William Fairfield, and Nathaniel Fairfield against the Wenham committee. 1 p. 6 x 5. Drawer 1, bundle 9b, off. of clerk of cts.

1230. (BILL OF COSTS), June 27, 1710. Ms.  
A bill of costs to Benjamin Edwards from William Browne sustained in the highway case of Freeborn Balch. 1 p. 5 x 3½. Drawer 1, bundle 9b, off. of clerk of cts.

1231. (PETITION FOR A HIGHWAY), July 18, 1710. Ms.  
The first petition of Freeborn Balch for a highway to his lands in Wenham. 1 p. 10 x 6. Drawer 1, bundle 9b, off. of clerk of cts.

1232. (PETITION OF FREEBORN BALCH), undated. Ms.  
Petition to the court from Freeborn Balch for information about running a highway through Wenham. 1 p. 8 x 12. Drawer 1, bundle 9d, off. of clerk of cts.

1233. (COMPLAINT AGAINST WENHAM SELECTMEN), July 18, 1710. Ms.  
Complaint of Freeborn Balch against the selectmen of Wenham for failure to act upon his petition for a highway. 1 p. 9 x 7½. Drawer 1, bundle 9, off. of clerk of cts.

1234. (RECEIPT FROM S. SEWALL), Sept. 9, 1710. Ms.  
A receipt for £3 received of S. Sewall, obtained against Freeborn Balch. 1 p. 5 x 1½. Drawer 1, bundle 9b, off. of clerk of cts.



1235. (SUMMONS TO FREEBORN BALCH), June 16, 1712. Ms.  
Order to the sheriff to summons Freeborn Balch to appear in court. 1 p.  
9 x 5. Drawer 1, bundle 9a, off. of clerk of cts.

1236. (TESTIMONY OF RICHARD FOWLER AND SKIPPER BALCH), June 16, 1712.  
Ms.  
Testimony to the effect that a certain hour Fowler was in the house of Colter.  
1 p. 6 x 7. Drawer 1, bundle 9, off. of clerk of cts.

1237. (COMPLAINT AND TESTIMONY OF JOHN PORTER), June 16, 1712. Ms.  
John Porter's complaint and information presented to the court relative to  
trespass and assault. 1 p. 9 x 10. Drawer 1, bundle 9a, off. of clerk of  
cts.

1238. (PETITION TO REOPEN CASE), June 24, 1712. Ms.  
Petition from Freeborn Balch to the court to renew his case. 1 p. 8 x 4.  
Drawer 1, bundle 9a, off. of clerk of cts.

1239. (DEPOSITION OF JOHN DODGE), 1712. Ms.  
Deposition of John Dodge in the case of Freeborn Balch. 1 p. 8 x 8. Drawer  
1, bundle 9d, off. of clerk of cts.

1240. (NOTICE OF AGREEMENT), June 29, 1712. Ms.  
Notice to the clerk of court to halt proceedings in the Balch-Porter case as  
an agreement had been reached. 1 p. 6 x 3. Drawer 1, bundle 9, off. of  
clerk of cts.

1241. (LETTER TO FREEBORN BALCH), July 18, 1712. Ms.  
Letter written by the selectmen of Wenham to Freeborn Balch in an effort to  
"snare" him. 1 p. 8 x 6. Drawer 1, bundle 9c, off. of clerk of cts.

1242. (APPROVAL OF PETITION), July 18, 1712. Ms.  
Selectmen's approval of a highway to Balch's lands in Wenham, provided cer-  
tain conditions are satisfied and other properties not infringed upon. 1 p.  
5 x  $4\frac{1}{2}$ . Drawer 1, bundle 9a, off. of clerk of cts.

1243. (COURT GRANT FOR HIGHWAY), July 1712. Ms.  
Authorization of the court granting a highway to Freeborn Balch's lands. 1 p.  
 $4\frac{1}{2}$  x  $4\frac{1}{2}$ . Drawer 1, bundle 9a, off. of clerk of cts.

1244. (BILL OF COSTS), June 1713. Ms.  
Bill of costs sent by the court to Freeborn Balch. 1 p. 7 x 6. Drawer 1,  
bundle 9, off. of clerk of cts.

1245. (BILL OF COSTS), June 30, 1713. Ms.  
Bill of costs sent by the court to the town of Wenham, court charges paid by  
Wenham. 1 p. 7 x 7. Drawer 1, bundle 9a, off. of clerk of cts.

1246. (RETURN OF WENHAM COMMITTEE), Dec. 16, 1713. Ms.  
Committee report on proposed layout of highway. 1 p. 10 x  $5\frac{1}{2}$ . Drawer 1,  
bundle 9c, off. of clerk of cts.



1247. (PLANS OF COMMITTEE), Dec. 16, 1713. Ms.  
Agreement and plans of the committee designated to lay out a highway in Wenham. 4 pp. 8 x 6. Drawer 1, bundle 9c, off. of clerk of cts.
1248. (NOTIFICATION OF PROPOSED HIGHWAY LAY-OUT), Dec. 23, 1713. Ms.  
Notice from the selectmen to Freeborn Balch of proposed highway layout to his land. 1 p. 4 x 3. Drawer 1, bundle 9c, off. of clerk of cts.
1249. (TESTIMONY OF WILLIAM FAIRFIELD), Dec. 23, 1713. Ms.  
Testimony of William Fairfield concerning the highway from Wenham to the land of Freeborn Balch. 1 p. 6 x 6. Drawer 1, bundle 9c, off. of clerk of cts.
1250. (PETITION FOR A HIGHWAY), Dec. 24, 1713. Ms.  
Petition from Freeborn Balch for a highway past his farm in Wenham, with a request for the right to use the common meadow. 1 p. 12 x 7. Drawer 1, bundle 9a, off. of clerk of cts.
1251. (TESTIMONY OF FREEBORN BALCH), Jan. 1714. Ms.  
Information presented to the court by Balch relative to his petition for a highway and use of the common meadow. 1 p. 7 x 12. Drawer 1, bundle 9a, off. of clerk of cts.
1252. (BILL OF COSTS), June 1714. Ms.  
Bill of costs sent by Freeborn Balch to the town of Wenham. 1 p. 5 x 3. Drawer 1, bundle 9d, off. of clerk of cts.
1253. (APPOINTMENT OF INVESTIGATING COMMITTEE), June 29, 1714. Ms.  
Committee appointed by the court to investigate the Balch case. 1 p. 12 x 8. Drawer 1, bundle 9d, off. of clerk of cts.
1254. (OBJECTIONS AGAINST RETURN OF COMMITTEE), June 29, 1714. Ms.  
Freeborn Balch's objection to the report of investigating committee. 1 p. 8 x 9. Drawer 1, bundle 9d, off. of clerk of cts.
1255. (TESTIMONY OF RICHARD KIMBALL), July 14, 1714. Ms.  
Testimony of Richard Kimball regarding the legality of eviction from a certain lot in Wenham. 1 p. 4 x 5½. Drawer 1, bundle 9, off. of clerk of cts.
1256. (REPORT OF COMMITTEE), Dec. 8, 1714. Ms.  
Committee report to the court, on the highway laid out for Freeborn Balch to his land in Wenham. 1 p. 12½ x 7½. Drawer 1, bundle 9, off. of clerk of cts.

### Probate

1257. (DEPOSITION OF WILLIAM DIXIE), Dec. 27, 1675. Ms.  
Deposition of William Dixie relative to the intentions of the late Captain Lothrop as to the disposal of his property. 2 pp. 9 x 12. MSA.
1258. (CONFIRMATION OF THE DIVISION OF THOMAS LOTHROP'S ESTATE), June 27, 1676. Ms.  
Order from the general court confirming an act of the quarter court respecting the division of Captain Thomas Lothrop's estate. 2 pp. 9 x 8. MSA.





1259. (APPROVAL OF THE SALE OF FRED CORWIN'S ESTATE), May 8, 1685. Ms. Order of the court approving the sale of Captain Fred Corwin's estate. 2 pp. 6 x 3½. MSA.

1260. (GIFT OF LAND BY JEREMIAH BELCHER), Nov. 1686. Ms. A gift of land purchased from an Indian in 1651 by Jeremiah Belcher and presented to J. Belcher and Joseph Russell. 2 pp. 18 x 14. Bar association library, second fl.

1261. (COPY OF WILL OF THOMAS SMITH), Oct. 13, 1688. Ms. Itemized bequest of Thomas Smith's entire estate to his children upon their marriage or majority day. 3 pp. 12 x 7. Drawer 3, bundle 11, off. of clerk of cts.

1262. (SUIT - WHITT VS. BARE), Sept. 24, 1695. Ms. Claim of Josiah Whitt, executor of John Whitt's estate, against John Bare of Wenham for twenty acres of land. 1 p. 7½ x 7½. Off. of clerk of cts.

1263. (PETITION OF JOHN LEECH), Nov. 22, 1752. Ms. Petition to the general court from John Leech of Salem, guardian of the minor children of Moses Preston of Beverly, asking that he be empowered to sell their share of the estate of their late uncle, Philip Preston. 1 p. 8 x 12. MSA.

1264. (DEED), 1811. Ms. Deed submitted by Joseph Sprague, clerk of Salem court, to the register of probate court, acknowledging the sale and conveyance of John McVay's estate. 2 pp. 8 x 12. Drawer 1, bundle 5, off. of clerk of cts.

1265. (PETITION OF JOHN WATSON), 1811. Ms. Petition of John Watson, guardian of James McVay, to the register of the probate court, relative to the sale of the real estate of James McVay. 2 pp. 8 x 14. Drawer 1, bundle 5, off. of clerk of cts.

1266. (REPORT OF SALE), 1811. Ms. Representation of Ichabod Tucker, relative to the estate of James and John McVay, minors, and order thereon. 2 pp. 8 x 14. Drawer 1, bundle 5, off. of clerk of cts.

1267. (NOTICE OF SALE OF PROPERTY TO JOHN WATSON), Apr. 7, 1812. Ms. Notice from Jacob Peabody to Ichabod Tucker of the sale at auction of two lots of land on Pleasant st. 1 p. 6 x 3. Drawer 1, bundle 5, off. of clerk of cts.

1268. (STATEMENT OF AUTHORIZATION OF ICHABOD TUCKER), Apr. 7, 1812. Ms. Statement of authorization permitting Ichabod Tucker to sell or convey the fourth part of the estate of James McVay. 2 pp. 12 x 6. Drawer 1, bundle 5, off. of clerk of cts.

1269. (BILL FOR COMMISSION), Apr. 7, 1812. Ms. A bill from Jacob Peabody to Ichabod Tucker for commission on the sale of two lots of land on Pleasant St. belonging to the James McVay estate. 1 p. 8 x 2. Drawer 1, bundle 5, off. of clerk of cts.



1270. (BILL FOR CRYING THE SALE), Apr. 7, 1812. Ms.

Bill from George Mullet to Ichabod Tucker for publishing the sale of real estate of James McVay of Hamilton. 1 p. 8 x 2. Drawer 1, bundle 5, off. of clerk of cts.

1271. (RECEIPTS FROM SALE), Aug. 12, 1813. Ms.

Itemized receipts from the register of the probate court to John Watson for sums of money collected on the sale of the McVay estate. 1 p. 8 x 12. Drawer 1, bundle 5, off. of clerk of cts.

1272. (ACCOUNT OF SALE OF PROPERTY), Jan. 17, 1814. Ms.

A report from S. Holton to the register of the probate court concerning the sale of real estate of James McVay, a minor. 1 p. 8 x 14. Drawer 1, bundle 5, off. of clerk of cts.

1273. (SALE OF McVAY ESTATE), Jan. 17, 1814. Ms.

Account of sale of the estate of John McVay, sent by Ichabod Tucker to Hon. Samuel Holton, Esq. 2 pp. 8 x 5. Drawer 1, bundle 5, off. of clerk of cts.

1274. (APPOINTMENT OF WILLIAM FERSON), Nov. 3-4, Dec. 27, 1836. Ms.

Appointment of William Ferson as administrator of the estate of Job Tarr, William Tarr, et al.; acknowledgment by justices of the peace, Henry Phelps and J. B. Manning; itemized account of the estate by William Ferson. 2 pp. 11 x 6. Bundle 5, judges' va.

1275. (CORRESPONDENCE - ESTATE OF JOHN SHEEHAN), Feb. 1, 1895 - Dec. 8, 1898. 150 mss.

Correspondence of Walter D. Buck relative to the case and estate of John Sheehan. 1 p. 11½ x 8. Drawer 3, bundle 1, off. of clerk of cts.

1275a. (ORDER TO PROBATE JUDGE), July 24, 1741. Ms.

Order of the general court to the Essex County judge of probate to answer the petition of John Dodge. 1 p. 8 x 12. MSA.

#### Summonses (See also entries 1331, 1333.)

1276. (WRIT OF REPLEVIN AGAINST JOHN TRASK), May 13, 1707. Ms.

Order to the sheriff to return sheep and lambs held as security for John Trask; return by deputy sheriff, John Williams. 2 pp. 8 x 7½. Drawer 1, bundle 7, off. of clerk of cts.

1277. (SUMMONS TO SELECTMEN OF BRADFORD - PRIVATE WAY), Jan. 22, 1722/3, July 17, 1722/3. 2 mss.

Summons to the selectmen of Bradford to appear in court relative to their refusal of Captain Richard Kimball's request to lay out a private way. 1 p. 12 x 7½. Bundle 11, judges' va.

1278. (SUMMONS - SAMUEL PALMER), Mar. 13, 1726/7. Ms.

Summons sent to Samuel Palmer to appear before the court on the last Tuesday in March. 1 p. 6 x 9. MSA.



1279. (WRIT OF REPLEVIN - PLAISTED VS. PRICE), Mar. 17, 1729/30. Ms. Summons to Walter Price of Salem for withholding furniture in the kitchen, bedroom, and other parts of the house. 2 pp. 12 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1280. (SUMMONS - SHADRACH NORTON), Feb. 24, 1732. Ms. Summons to Shadrach Norton of Manchester to appear in answer to Robert Warren's plea of ejectment in a damage suit involving £1,000. 2 pp. 14 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1281. (SUMMONS - BOWDOIN VS. HODGKINS), Sept. 16, 1746. Ms. Summons to Daniel Hodgkins of Ipswich to answer writ of ejectment in favor of James Bowdoin of Boston; alleged damage £400. 1 p. 8 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1282. (SUMMONS TO INHABITANTS OF SALEM), Dec. 1770. Ms. Warrant to the inhabitants of Salem to submit depositions regarding the weakened condition of the bridge on the highway between Salem and Marblehead. 1 p. 12 x 8. Drawer 3, bundle 10, off. of clerk of cts.

#### Depositions

1283. (CASE OF THOMAS MARSHALL), Apr. 1683. Ms. Testimony against Thomas Marshall in a land layout case in which the work was commissioned but not paid for. 1 p. 6 x 6. Bundle 1, judges' va.

1284. (FISKE VS. TOWN OF WENHAM - DEPOSITION OF EDWARD WEBBERS), July 14, 1714. Ms. Deposition of Edward Webbers in the case of Wenham vs. Samuel Fiske relative to the taking of land. 1 p. 6 x 5. Drawer 1, bundle 9, off. of clerk of cts.

1285. (ORDER FOR DEPOSITIONS - BRYANT VS. PHILIPS), Feb. 27, 1835. Ms. Order by Isaak Howe, justice of the peace, sent to Hiram Philips of Bradford, to secure depositions of James A. Bryant, Winelow A. Bryant, John C. Palmer, Shadrach Austin, and Mary J. Bryant, to be used in the case of Bryant vs. Philips. 2 pp. 7 3/4 x 4 1/2. Drawer 5, bundle 1, off. of clerk of cts.

1286. (DEPOSITIONS - BRYANT VS. PHILIPS), Mar. 13, 1835. 3 mss. Testimony of James A. Bryant, Mary J. Bryant, and John C. Palmer, relative to the case of James A. Bryant vs. Hiram Philips of Bradford; written from Salem, New Hampshire. 2 pp. 14 x 9. Drawer 5, bundle 1, off. of clerk of cts.

#### Attachments

1287. (ATTACHMENT VS. JOHN TRASK, JR.), Mar. 16, 1696/7. Ms. Order to the Salem constable to attach the property of John Trask, Jr.; constable's acknowledgment. 1 p. 4 x 6. Drawer 1, bundle 7, off. of clerk of cts.





1288. (LAMBERT VS. WEBB), Feb. 11, 1717/18. Ms.

Warrant from Justice Sewall to sheriff Williams to attach the property of Ebenezer Lambert for nonpayment of a debt of 6s. owed to John Webb. 1 p. 7½ x 6. Drawer 3, bundle 9, off. of clerk of cts.

1289. (MACKEY VS. GALE ET AL.), Feb. 18, 1718. Ms.

Order from Stephen Sewall, clerk, to the constable to attach the property of Edmond Gale, Richard Cox, and Joseph Wyett to the value of 60s. for damaging a canoe owned by William Mackey of Beverly. 2 pp. 9 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1290. (HUMPHREY VS. CHATMAN), Apr. 25, 1719. Ms.

Attachment against Henry Humphrey by Francis Chatman for nonpayment of a note. Includes sheriff's return. 2 pp. 9 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1291. (CRAFT VS. NORDEN), May 13, 1727. Ms.

Writ of attachment against John and Elizabeth Craft of Marblehead to the value of £320 for damages against Nathan and Mary Norden; order for defendants to appear in court; return of deputy sheriff. 2 pp. 9 x 6. Drawer 3, bundle 9, off. of clerk of cts.

1292. (WHICHER VS. DALTON), June 4, 1727. Ms.

Attachment to the value of £7 in the case of Thomas Whicher vs. Caleb Dalton of Methuen; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6¼. Drawer 2, bundle 3, off. of clerk of cts.

1293. (PEASLEE VS. ABBOT), June 5, 1727. Ms.

Attachment to the value of £10 in the case of Robert Peaslee of Haverhill vs. Ebenezer Abbot of Amesbury; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6¼. Drawer 2, bundle 3, off. of clerk of cts.

1294. (PEASLEE VS. ROBERTS), June 6, 1727. Ms.

Attachment to the value of £8 in case of Robert Peaslee vs. Ephraim Roberts of Haverhill; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6¼. Drawer 2, bundle 3, off. of clerk of cts.

1295. (ATTACHMENT AGAINST BRADLEE), June 6, 1727. Ms.

Attachment to the value of £90 against Abraham Bradlee of Haverhill; return by Nathaniel Peaslee, deputy sheriff. 1 p. 6 x 6. Drawer 1, bundle 1, off. of clerk of cts.

1296. (PEASLEE VS. GALE), June 9, 1727. Ms.

Attachment to the value of £10 in the case of John Peaslee of Amesbury vs. Daniel Gale of Newbury; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6¼. Drawer 2, bundle 3, off. of clerk of cts.

1297. (PEEKER VS. DAVIS), June 9, 1727. Ms.

Attachment to the value of £6 in the case of James Peeker of Haverhill vs. James Davis of Methuen, for nonpayment of a note; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6¼. Drawer 2, bundle 3, off. of clerk of cts.



1298. (ATTACHMENT AGAINST CURTIS), June 9, 1727. Ms.

Attachment to the value of £16 against Thomas Curtis of Haverhill; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6 $\frac{1}{4}$ . Drawer 1, bundle 1, off. of clerk of cts.

1299. (ATTACHMENT AGAINST COLBY), June 9, 1727. Ms.

Attachment to the value of £5 against Elias Colby of Amesbury; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6 $\frac{1}{4}$ . Drawer 2, bundle 3, off. of clerk of cts.

1300. (ATTACHMENT AGAINST PIPE), June 9, 1727. Ms.

Attachment to the value of £16 on the estate of Hugh Pipe of Haverhill; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6 $\frac{1}{4}$ . Drawer 2, bundle 3, off. of clerk of cts.

1301. (ATTACHMENT AGAINST GOODIN), June 9, 1727. Ms.

Attachment to the value of £9 against the estate of Richard Goodin of Amesbury; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6 $\frac{1}{4}$ . Drawer 1, bundle 1, off. of clerk of cts.

1302. (ATTACHMENT AGAINST HASELTON AND HAZZEN), June 9, 1727. Ms.

Attachment to the value of £1000 against Samuel Haselton and Richard Hazzen of Haverhill. 1 p. 6 x 6. Drawer 2, bundle 3, off. of clerk of cts.

1303. (ATTACHMENT AGAINST DAVIS), June 10, 1727. Ms.

Attachment to the value of £30 against James Davis. 1 p. 6 x 6. Drawer 2, bundle 3, off. of clerk of cts.

1304. (THOMPSON VS. PECKER), June 13, 1727. Ms.

Attachment to the value of £30 in the case of Edward Thompson vs. John Pecker of Haverhill; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6 $\frac{1}{4}$ . Drawer 2, bundle 3, off. of clerk of cts.

1305. (BALSTON VS. ROGERS), approx. 1727. Ms.

Writ and execution in favor of Nathaniel and Eunice Balston vs. William Rogers of Topsfield; return on execution by Nathaniel Brown, deputy sheriff. 1 p. 6 x 12. Drawer 3, bundle 10, off. of clerk of cts.

1306. (TURNER VS. WILLIAM), approx. 1727. Ms.

Attachment to the value of £14 in the case of John Turner of Salem vs. Samuel William of Beverly. 2 pp. 8 x 7. Drawer 1, bundle 1, off. of clerk of cts.

1307. (LAYOR VS. GUTTEREDGE), Aug. 12, 1728. Ms.

Attachment to the value of £4, 8s., 4d., in the case of Francis Laylor of Ipswich vs. John Gutteredge of Turkey Hill; return by deputy sheriff. 3 pp. 7 x 9. Drawer 3, bundle 10, off. of clerk of cts.

1308. (HENLY VS. BARTLETT), Feb. 1729. Ms.

Attachment on the estate of Charles Henly for default of note due William Bartlett of Marblehead. 1 p. 6 x 8. Drawer 3, bundle 10, off. of clerk of cts.



1309. (ATTACHMENT AGAINST DOLTON AND TAYLOR), May 22, 1729. Ms.  
Attachment to the value of £11 on the estate of Caleb Dolton of Methuen and Thomas Taylor of Haverhill; return by Nathaniel Peaslee, deputy sheriff. 1 p. 7 x 6½. Drawer 2, bundle 3, off. of clerk of cts.

1310. (AFSON VS. PEASLEE), June 2, 1732. Ms.  
Attachment against Abiel Afson of Methuen on a complaint by Nathaniel Peaslee for nonpayment of £16, return by Peter Osgood, constable, attaching the home of the defendant. 4 pp. 9 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1311. (PEASLEE VS. COTTLE), 1732. Ms.  
Attachment to the value of £18 against the property of John Peaslee brought by Joseph Cottle of Newbury. 1 p. 8 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1312. (PLANT VS. MOULTON), June 6, 1732. Ms.  
Order to the sheriff of Essex County to attach the property of Mathias Plant and bring him to court to answer to William Moulton of Newbury. Includes sheriff's return. 2 pp. 6 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1313. (WHITTIER VS. PEASLEE), June 8, 1732. Ms.  
Attachment against John Whittier brought by Nathaniel Peaslee for nonpayment of a debt. Return of constable, Peter Osgood. 2 pp. 7 3/4 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1314. (LANDER VS. GOODELL), Mar. 7, 1737. Ms.  
Attachment to the value of £5, 8s., 10d., in the case of John Lander vs. Jacob Goodell; inventory of items attached. 1 p. 4 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1315. (CHEEVER VS. SEARS), July 1737. Ms.  
Attachment on the goods of Joseph Sears, mariner, to the value of £20, upon complaint of Peter Cheever. 2 pp. 12 x 8½. Bundle 2, judges' va.

1316. (BRADLEY VS. BALNARD), Sept. 27, 1774. Ms.  
Attachment against the estate of Samuel Bradley of Haverhill brought by Samuel Balnard of Amesbury for nonpayment of a debt of £25, 8s., 1d. 2 pp. 8 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1317. (ATTACHMENT AGAINST CROCKER), Sept. 12, 1763. Ms.  
Attachment to the value of £30 against Benjamin Crocker of Newbury; summons to appear in court; return by Edward Brown, deputy sheriff. 1 p. 7 x 6. Drawer 3, bundle 9, off. of clerk of cts.

1318. (ATTACHMENT AGAINST JEFFERSON ADAMS), Sept. 2, 1839. Ms.  
Court order to the sheriff to attach the property of Jefferson Adams to the value of \$300. Includes cause of action, sheriff's fees. 10½ x 8 1/8. Bundle 5, judges' va.

1319. (METHEID VS. OSGOOD), undated. Ms.  
Attachment to the value of £10 placed on Samuel Osgood upon complaint of Joshua Metheid. 2 pp. 9½ x 6. Drawer 3, bundle 10, off. of clerk of cts.





## Construction and Repair of Bridges, Highways, and Fish Weirs

1320. (HIGHWAY AND FERRY BETWEEN HAVERHILL AND BRADFORD), Mar. 27, 1696.  
Ms.

Testimony of the inhabitants of Haverhill at the court of sessions in favor of a highway and ferry between Haverhill and Bradford. 1 p. 8 x 10. Bundle 1, judges' va.

1321. (PETITION FOR HIGHWAY - GREENLEAF AND BOYNTON), Mar. 13, 1697. Ms.  
Petition of Stephen Greenleaf and Joseph Boynton to the court of sessions for a highway from Bradford to the ferry landing at Newbury. 1 p. 8 x 12. Bundle 1, judges' va.

1322. (ROAD BETWEEN BRIDGES OVER POWWOW AND LITTLE RIVERS), Dec. 5, 1706.  
Ms.

Order of the court of sessions to the sheriff to notify the freeholders of Newbury, Haverhill, and Amesbury to lay out a road between the bridges over Powwow and Little Rivers. 2 pp. 12½ x 8½. Bundle 5, judges' va.

1323. (COMMITTEE REPORT - AMESBURY HIGHWAY FROM FERRY), Dec. 23, 1710.  
Ms.

Return of committee of Amesbury relative to construction of a highway in Amesbury from the ferry. 1 p. 8 x 8. Bundle 2, judges' va.

1324. (COMMITTEE REPORT - ROAD TO BRADFORD), Mar. 25 - Apr. 25, 1713.  
10 mss.

Report of the committee relative to a highway from Sweet's Ferry to Bradford. 3 pp. 13 x 8½. Bundle 5, judges' va.

1325. (SELECTMEN'S STATEMENT - HIGHWAY TO MARBLEHEAD NECK), Jan. 14, 1720. Ms.

Statement of Marblehead selectmen to court of sessions remonstrating against proposed highway to Marblehead Neck. 1 p. 10 x 8. Drawer 1, bundle 8, off. of clerk of cts.

1326. (PETITION - HIGHWAY TO GREAT NECK), Dec. 1720. Ms.  
Petition by inhabitants of Marblehead to court of sessions for construction of a road from the town to Great Neck. 1 p. 8 x 12. Drawer 1, bundle 8, off. of clerk of cts.

1327. (PETITION - ROAD FROM MARBLEHEAD TO GREAT NECK), Dec. 27, 1720.  
Ms.

Petition of Robert Devereux to court of sessions relative to a road over his land in Marblehead to Great Neck. 1 p. 10 x 8½. Drawer 1, bundle 8, off. of clerk of cts.

1328. (COMMITTEE REPORT - HIGHWAY TO MARBLEHEAD NECK), Dec. 27, 1720.  
Ms.

Return and recommendations of committee regarding the highway to Marblehead Neck. Summary of petitions and court order to discuss plans for highway. 1 p. 11 x 7. Drawer 1, bundle 8, off. of clerk of cts.



1329. (NEW ROAD IN BRADFORD), Jan. 21, 1723. Ms.

Notice to the justices of the court of common pleas that the selectmen had laid out a new road for Richard Kimball and others to go to church, and that the town clerk had been ordered to record it. 1 p. 8 x 7. Bundle 3, judges' va.

1330. (PETITION - HIGHWAY FROM SALEM TO LYNN), Aug. 5, 1738. Ms.  
Petition of Lynn and Reading residents to court of sessions for a highway from Salem to Lynn. 2 pp. 12½ x 6. Bundle 5, judges' va.

1331. (SUMMONS TO TOWN OF SALEM REGARDING GARDNER'S MILL BRIDGE), 1742. Ms.

Summons sent from the court of common pleas to the sheriff of Essex County, ordering that the town of Salem answer to allegations regarding Gardner's Mill Bridge. 1 p. 12 x 8. Drawer 3, bundle 10, off. of clerk of ets.

1332. (PETITION TO REPAIR GARDNER'S MILL BRIDGE), Oct. 2, 1770. Ms.  
Petition from Newburyport grand jury to repair the Gardner's Mill Bridge on the king's highway between Salem and Marblehead. 2 pp. 12 x 8. Drawer 3, bundle 10, off. of clerk of ets.

1333. (SUMMONS TO SALEM INHABITANTS - GARDNER'S MILL BRIDGE), Oct. 2, 1770. Ms.

Warrant issued by the court of sessions to the sheriff to summons the inhabitants of Salem to present their case regarding repairs to Gardner's Mill Bridge. 1 p. 12¼ x 7¼. Drawer 3, bundle 10, off. of clerk of ets.

1334. (PETITION FOR HIGHWAY - BATCHELDER ET AL.), Apr. 14, 1812. Ms.  
Petition of Batchelder et al. to the court of sessions for a highway from Lynnfield to Danvers; petition not granted. 1 p. 12 x 7. Drawer 4, bundle 3, off. of clerk of ets.

1335. (COURT PROCEEDINGS - BATCHELDER ET AL.), Apr. 14, 1812. Ms.  
Proceedings of the court of sessions relative to the petition of Joseph Batchelder and others regarding a highway from Lynnfield to Danvers. 5 pp. 8 x 14. Drawer 4, bundle 3, off. of clerk of ets.

1336. (PETITION - SAUGUS RIVER BRIDGE), June 10, 1816. Ms.  
Petition of representatives of Lynn and Saugus in the general court asking that Essex County be made to share in the expenses of maintaining the bridge over the Saugus River. 2 pp. 13 x 8. Bundle 5, judges' va.

1337. (PETITIONS FOR ROAD BETWEEN NEWBURYPORT AND HAVERHILL), 1820. Ms.  
Petitions to the court of common pleas from Essex County citizens, particularly those of Newburyport and Haverhill, for a new road between those towns. 2 pp. 12 x 7¼. Drawer 4, bundle 6, off. of clerk of ets.

1338. (ANSWER OF COURT - CONSTRUCTION OF FISH WEIR), 1711. Ms.  
Answer of court of sessions to petitioners of Haverhill, Bradford and others regarding the construction of a fish weir on the Merrimaack River and conditions thereof. 1 p. 6 x 4. Drawer 3, bundle 14, off. of clerk of ets.



1339. (PETITION FOR WEIR - BODWELL AND CHANDLER), Apr. 17, 1723.  
Petition of Henry Bodwell and John Chandler to the court of sessions for a weir across the Merrimack River. 1 p. 8 x 7. Bundle 2, judges' va.

#### Ferry Operation

(See also entries 1067-1095, 1320, 1362, 1383.)

1340. (AUTHORIZATION TO OPERATE FERRY), Mar. 10, 1668. Ms.  
Order from the court of sessions allowing John Griffen to keep and operate a ferry on the Merrimack River. 4 pp. 10 x 6. Bundle 2, judges' va.

1341. (PETITION TO OPERATE FERRY - INHABITANTS OF HAVERHILL), Jan. 24, 1695. Ms.  
Petition from the inhabitants of Haverhill to the court of sessions for the right to operate a ferry in Haverhill, said ferry to be managed by Robert Hastings. 1 p. 7 x 5½. Bundle 1, judges' va.

1342. (PETITION FOR FERRIES), June 15, 1695. Ms.  
Petition from Bradford and Newbury residents to the court of sessions for ferries from Haverhill to Newbury and from Amesbury to Bradford. 1 p. 9 x 6. Bundle 1, judges' va.

1343. (PETITION FOR FERRY), June 20, 1695. Ms.  
Petition by the selectmen of Newbury to the court of sessions requesting permission to run a ferry over the Merrimack River near Hoults Rock between Newbury and Amesbury. 1 p. 13 x 8. Bundle 3, judges' va.

1344. (PETITION TO OPERATE FERRY), approx. 1715. Ms.  
Petition to the court of sessions that the right to keep and operate a ferry between Newbury and Haverhill be granted to John Sweat. 1 p. 14 x 7. Bundle 2, judges' va.

1345. (PETITION TO RUN FERRY - ROBERT SWAN), Mar. 9, 1715. Ms.  
Petition of Robert Swan to the court of sessions to run a ferry across the Merrimack River, petition being approved by the selectmen of Andover and Haverhill. Granted by the court, March 15, 1715, with fares set for passengers. 1 p. 8 x 6. Bundle 2, judges' va.

1346. (PETITION FOR REIMBURSEMENT - SAMUEL HODGKINS), Mar. 20, 1715/16. Ms.  
Petition of Samuel Hodgkins to the court of sessions that he be reimbursed for the loss incurred in the maintenance of the ferry to Biskett Island, Squam River. 1 p. 8 x 9. Bundle 2, judges' va.

1347. (COURT ORDER - HUMPHREY HOOK), Sept. 1715. Ms.  
Order of the court of sessions permitting Humphrey Hook to operate a ferry over the Merrimack River from its mouth to Amesbury. 1 p. 9 x 5. Bundle 2, judges' va.





1348. (PETITION TO OPERATE FERRY), Mar. 20, 1716. Ms.

Petition by the selectmen of Newbury to the court of sessions requesting permission to operate the ferry across the Merrimack River. 1 p. 12 x 8. Bundle 4, judges' va.

1349. (GRANT TO BENJAMIN WOODBRIDGE TO OPERATE FERRY), Sept. 25, 1716. Ms.

Grant by the court of sessions to Benjamin Woodbridge to keep and run a ferry over the Merrimack River. 1 p. 9 x 6. Bundle 4, judges' va.

1350. (TESTIMONY OF THOMAS ISLEP), July 1, 1718. Ms.

Testimony of Thomas Islep that he could not make a living ferrying for Benjamin Woodbridge. 1 p. 12 x 7. Bundle 4, judges' va.

1351. (PETITION TO OPERATE FERRY - ABIAL MESSER), Mar. 25, 1733. Ms.

Petition of Abial Messer to the court of sessions that he be allowed to operate a ferry between Mitchell's and Swan's. 1 p. 6 x 8. Bundle 2, judges' va.

1352. (PETITION FOR FERRY RATES), Mar. 1747. Ms.

Petition of three ferrymen requesting the court of sessions to establish ferry rates. 1 p. 8 x 12. Bundle 1, judges' va.

1353. (PETITION FOR FERRY - PARKER), approx. 1761. Ms.

Petition of David Parker to the court of sessions for the right to operate a ferry on the Merrimack River between Andover and Belchertown. 1 p. 8 x 6. Bundle 1, judges' va.

1354. (PETITION FOR FERRY - DAVID PARKER), Nov. 19, 1761. Ms.

Petition from David Parker to the court of sessions stating that there is need of a ferry near the David Parker home to cross the Merrimack River. 1 p. 14 x 8. Bundle 1, judges' va.

1355. (PETITION FOR FERRY - DAVID PARKER), Nov. 19, 1761. Ms.

Petition of David Parker to the court of sessions for the right to operate a ferry from Methuen to Andover, asking also that the court set proper fees. 3 pp. 8 x 2. Bundle 1, judges' va.

1356. (FERRIAGE - NEWBURYPORT AND AMESBURY), July 1782. Ms.

Appointment by the court of sessions of Edmund Sawyer and Ebenezer Mauch as a committee to "state" the ferriage at Newburyport and Amesbury. 1 p. 7 x 6. Bundle 1, judges' va.

1357. (APPOINTMENT OF COMMITTEE ON FERRIES), Sept. (last Tuesday), 1782. Ms.

Appointment by the court of sessions of Daniel Thurston, Nathaniel Lovejoy and Jonathan Webster as members of the committee on ferries on the Merrimack River. 2 pp. 6 x 5. Drawer 3, bundle 10, off. of clerk of cts.

1358. (PETITION FOR PERMANENT FERRYMAN), Nov. 15, 1783. Ms.

Petition to court of sessions by residents of Amesbury and Newbury for a permanent ferryman, preferably a Mr. True of Amesbury. 1 p. 12 x 7. Drawer 3, bundle 10, off. of clerk of cts.



1359. (PETITION FOR FERRY), 1700. Ms.

Petition by the selectmen of Newbury to the court of sessions requesting permission to operate a ferry across the marshes. 1 p. 12½ x 7. Bundle 4, judges' va.

1360. (COURT ORDER - NEWBURY FERRY), Mar. 30, 1703. Ms.

Grant of the court of sessions to operate a ferry from Newbury to Salisbury giving conditions under which it must be run. 2 pp. 12 x 8. Bundle 4, judges' va.

#### Military

1361. (ORDER POSTPONING MILITARY TRAINING), Aug. 13, 1661. Ms.

Order from the general court to Governor Bellingham postponing military training until 1664, so that the harvest will not suffer. Photostat. 1 p. 8 x 6. MHI.

1362. (NOMINATION OF OFFICERS IN CANADIAN EXPEDITION), July 9, 1690. Ms.

Notice from the volunteers in the north regiment of Essex County nominating certain officers to take charge of their expedition to Canada and requesting the approval of the governor. 1 p. 12 x 8. MSA.

#### Court Receipts and Expenditures

1363. (BILL OF COSTS - COURT OF SESSIONS), Apr. 19, 1701. Ms.

Payment of court costs by Edward Bishop in his suit against James Smith. 1 p. 2½ x 6. Drawer 1, bundle 11, off. of clerk of cts.

1364. (BILL OF COSTS - GLOUR), Dec. 12, 1712. Ms.

Bill of costs against Ebenezer Glour. 1 p. 3½ x 3. Drawer 3, bundle 10, off. of clerk of cts.

1365. (BILL OF COSTS - ELIZABETH ASHBY), Feb. 7, 1717. Ms.

Itemized bill of costs entered by clerk against Elizabeth Ashby, giving warrant no., date of entry, name of constable, total. 1 p. 3 3/4 x 2½. Drawer 3, bundle 10, off. of clerk of cts.

1366. (BILL OF COSTS - SARAH PIDGEON), Mar. 7, 1727. Ms.

Bill of costs paid to Rachel Poore for court attendance in case of Sarah Pidgeon. 1 p. 7 x 4. Drawer 3, bundle 10, off. of clerk of cts.

1367. (COSTS OF COURT - PLAISTED VS. PRICE), Mar. 1729. Ms.

Bill of costs charged to Walter Price, defendant. 1 p. 8 x 7. Drawer 3, bundle 10, off. of clerk of cts.

1368. (BILL OF COSTS - OULTON ET AL. VS. BROWN), Apr. 1730. 3 mss.

Award of judgment and costs to plaintiff in the case of Oulton et al. vs. Brown: Amt. of judgment, costs; total. Examined by Mitchell Sewall and John Appleton. 1 p. 3 x 4. Drawer 3, bundle 10, off. of clerk of cts.



1369. (BILL OF COSTS - OULTON VS. KNIGHT), Apr. 14, 1730. Ms.  
Bill of costs in Oulton vs. Knight case showing items of expense, total.  
Signed by Mitchell Sewall, clerk. 1 p. 6 x 4. Drawer 3, bundle 10, off. of clerk of cts.

1370. (BILL OF COSTS - OULTON VS. STACY), Apr. 14, 1730. 2 mss.  
Bill of costs sustained in Oulton vs. Stacy case showing nature, amt. of item; total. Examined by Mitchell Sewall, clerk; signed by John Wainwright, justice. 1 p. 8 x 4. Drawer 3, bundle 10, off. of clerk of cts.

1371. (BILL OF COSTS), Apr. 14, 1730. Ms.  
Bill of costs for entry fees and travel expenses. Signed by John Appleton. 1 p. 5 x 3½. Drawer 3, bundle 10, off. of clerk of cts.

1372. (BILL OF COSTS - EATON VS. ELLIOT), Apr. 19, 1730. Ms.  
Defendant's bill of costs in the case of Eaton vs. Elliot. 1 p. 6½ x 3½. Drawer 3, bundle 10, off. of clerk of cts.

1373. (LIST OF JURORS - TRAVEL AND SERVICE), Dec. 22, 1772. Ms.  
List of jurors in Essex County together with itemization of money owed them for travel and service. 2 pp. 6 x 6. Drawer 3, bundle 10, off. of clerk of cts.

1374. (JURY AND OFFICERS' FEES), 1816-21. 33 mss.  
Orders on treasurer for payment of jury and officers' fees at circuit court of common pleas in Newburyport and Ipswich, and court of sessions at Newburyport. 2 pp. 8 x 2½. Drawer 4, bundle 3, off. of clerk of cts.

1375. (EXPENSES OF THE COURT OF COMMON PLEAS), 1820-21. 38 mss.  
Travel expenses, service costs, surveyors' bills. 1 p. 12 x 7. Drawer 4, bundle 5, off. of clerk of cts.

1376. (COURT ACCOUNTS), 1821. 13 mss.  
Accounts allowed at court of sessions: Attendance costs, travel expenses. Include list of jurors accepted for service. 1 p. 9 x 6. Drawer 4, bundle 5, off. of clerk of cts.

1377. (BILLS OF TRAVEL COSTS - SHERIFF), May 10-July 10, 1821. 24 mss.  
Bills of costs submitted by sheriff of Essex County to the court for travel expenses. Include receipt of court fees. 1 p. 12 x 9. Drawer 4, bundle 5, off. of clerk of cts.

1378. (BILL OF WILLIAM RHODES, CORONER), July 9, 1821. Ms.  
Name of creditor; item, amt. of bill; total. Attested by Ichabod Tucker, clerk of court, and allowed. 2 pp. 8 x 8. Drawer 4, bundle 6, off. of clerk of cts.

1379. (SALARIES AND TRAVEL OF JUSTICES OF THE PEACE), 1821. Ms.  
Expenditures for salaries and travel of justices of the peace. Includes clerk's fee. Submitted by Ichabod Tucker, clerk of court, to Nathaniel Wade, Esq., treasurer. 1 p. 12 x 8. Drawer 4, bundle 3, off. of clerk of cts.





1380. (BILL OF COSTS - COURT OF COMMON PLEAS), Sept. 1839. Ms.  
Itemized bill: Travel, expenses, attorney's fees, cost of continuance; attendance, service costs. 1 p. 5 x 3 $\frac{1}{2}$ . Bundle 5, judges' va.

1381. (BILL OF COSTS), undated. Ms.  
Bill of costs against Joseph Pope, John Tarbell and Thomas Preston for court fees, travel, service of summons. 1 p. 11 $\frac{1}{2}$  x 7  $\frac{3}{4}$ . Drawer 1, bundle 12, off. of clerk of cts.

## Bonds and Bills

1382. (BOND OF JARVIS RING AND PHILIP GREELY - SALISBURY FERRY), Apr. 26, 1703. Ms.  
Bond of Jarvis Ring and Phillip Greely for a ferry in Salisbury, giving regulations and duties. 1 p. 12 x 8. Bundle 4, judges' va.

1383. (BOND OF EDWARD SARGENT - NEWBURY FERRY), Sept. 29, 1716. Ms.  
Bond of Edward Sargent of Salisbury for a ferry in Newbury, giving obligations and regulations to be adhered to. 1 p. 12 x 7 $\frac{1}{2}$ . Bundle 4, judges' va.

1384. (BOND FOR PERFORMANCE OF DUTY - AMOS CHOATE), July 11, 1821.  
12 mss.  
Bond of £500 placed on Amos Choate for guarantee of performance of duty. 1 p. 18 x 8. Drawer 4, bundle 6, off. of clerk of cts.  
See also entry 1414.

1385. (BILLS AGAINST ESSEX COUNTY), 1820-21. 45 mss.  
Bills for services performed: Name, signature of creditor; itemized statement of services; amt., date of bill. 1 p. 8 x 4. Drawer 4, bundle 7, off. of clerk of cts.

1386. (BILL PAID - SALTONSTALL TO FOWLER), Oct. 23, 1824. Ms.  
Itemized bill: Amt., purpose, date of charge. Receipted by Samuel Fowler; paid by Leverett Saltonstall. 1 p. 4 $\frac{1}{2}$  x 6  $\frac{3}{4}$ . Bar association library, second fl.

1387. (BILL - ADAMS TO BACHELDER), Sept. 2, 1839. Ms.  
Bill of \$88 for board and lodging, sent by Jessum Adams to William Bachelder. 1 p. 7 x 4. Bundle 5, judges' va.

## Miscellaneous

1388. (REANNEXATION OF AMESBURY, HAVERHILL, SALISBURY TO ESSEX COUNTY), Feb. 5, 1679. Ms.  
Order from the general court to the quarter courts directing Amesbury, Haverhill, and Salisbury to rejoin Essex County and come under the jurisdiction of Essex County courts. 1 p. 9 x 3. MSA.



1389. (PETITION TO HOLD COURT AT SALISBURY), Feb. 22, 1680. Ms.  
Petition, from the inhabitants of towns in Old Norfolk County to the general court at Boston, requesting that the towns on the north side of the Merrimack River remain in Norfolk County and hold court at Salisbury. Also contains a note by the general court, dated May 18, 1681, dismissing the petition; signed by Edward Rawson. 1 p. 18 x 12. MSA.
1390. (RESTORATION OF TOWNS ANNEXED TO ESSEX COUNTY), June 1, 1681. Ms.  
General court demand that the towns annexed to Essex County from Old Norfolk County be restored. This order was subsequently rejected by local magistrates. 1 p. 9 x 3. MSA.
1391. (COMPLAINT REGARDING ASSESSMENTS), Mar. 13, 1689/90. Ms.  
Complaint to the general court that the towns of Essex County have not observed the ruling of the court regarding assessments. 1 p. 5 x 8. MSA.
1392. (ACCEPTANCE OF FIVE NEW CITIZENS INTO TOWN OF WENHAM), Mar. 3, 1695/6. Ms.  
Acceptance into town at a general town meeting of the following five citizens: Joseph Herrick, John Coy, Joseph Fiske, John Browne and Peter Tomson. 1 p. 3 x 7. Drawer 3, bundle 11, off. of clerk of cts.
1393. (APPOINTMENT OF THOMAS PUTNAM AS CLERK OF SALEM VILLAGE), June 30, 1696. Ms.  
Appointment of Thomas Putnam by the court of sessions to keep the book of records of Salem Village relative to the ministry. 1 p. 6½ x 6. Drawer 1, bundle 12, off. of clerk of cts.
1394. (PETITION FOR BUILDING LICENSE - WILLIAM HOWLETT), Mar. 27, 1707. Ms.  
Petition of William Howlett to the court of sessions requesting a license to erect two gates on the "rain" side of his land. 1 p. 12¼ x 7½. Off. of clerk of cts.
1395. (DOLIVER CASE - TESTIMONY), June 24, 1707. Ms.  
Statement of satisfaction from Mary Doliver regarding the boundaries of her land leased to Jacob Maning. 1 p. 7½ x 7. Drawer 1, off. of clerk of cts.
1396. (WRIT OF ABATEMENT - JOHN PEASLEE VS. TOWN OF NEWBURY), 1707. Ms.  
A writ of abatement in favor of Joseph Peaslee of Haverhill against the town of Newbury for the taking of land from said Peaslee. 1 p. 12 x 7. Drawer 1, bundle 1, off. of clerk of cts.
1397. (APPOINTMENT OF COMMISSION AND JUSTICES OF THE PEACE), Feb. 25, 1708/9. Ms.  
Names of persons appointed by Governor Dudley as justices of the peace in Essex County. 1 p. 12 x 24. Judges' va.
1398. (PETITION FOR TAVERN LICENSE - JOHN DOLE), July 14, 1719. Ms.  
Petition of John Dole to court of sessions for license to keep a tavern near the ferry. 1 p. 12 x 7½. Bundle 4, judges' va.



1399. (DEED OF COMMONAGE - COURT OF COMMON PLEAS), Mar. 7, 1706. Ms.  
Deed of rights to common lands, sold by Zacheus Goldsmith to Joseph Fowler.  
1 p. 10 x 7. Drawer 3, bundle 11, off. of clerk of cts.

See also entry 1208.

1400. (COMMISSION OF APPOINTMENT OF NATHANIEL COFFIN AND BENJAMIN LYNDE),  
Dec. 31, 1734. Ms.  
Appointment of justices of the inferior court of common pleas: Names, duties  
of appointees; oaths of office. 2 pp. 20 x 16. Bar association library, second  
fl.

1401. (MISCELLANEOUS NOTES - COLLINS VS. COTTON), 1788. Ms.  
Memorandum from Niles Ward, Jr., clerk of court of common pleas, to the pre-  
siding justice, in the case of Richard Collins vs. William Cotton. 1 p. 8 x 7.  
Drawer 2, bundle 3, off. of clerk of cts.

1402. (PETITION - MICHAEL BROWN), Mar. 14, 1817. Ms.  
Petition to court of common pleas by citizens of the county that Michael Brown  
be appointed master of the house of correction; petition denied. 1 p. 12 x 7½.  
Drawer 4, bundle 3, off. of clerk of cts.

1403. (RESOLUTION - ESSEX COUNTY ASSESSMENTS), Feb. 13, 1818. Ms.  
Resolution sent to the senate from the house of representatives for concurrence  
in the apportionment and assessment of Essex County taxes for the year 1818.  
1 p. 12 x 8. Judges' va.

1404. (COURT ORDER TO SALEM SELECTMEN), July 1821. Ms.  
Order of the court of sessions requesting Salem selectmen to show necessity  
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8 x 4. Drawer 4, bundle 2, off. of clerk of cts.

1405. (PETITION OF INNHOLDERS), Feb. 12, 1700. Ms.  
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1406. (APPRENTICESHIP OF JAMES SMITH TO BENJAMIN BISHOP), Dec. 30, 1700.  
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9 x 14. Drawer 1, bundle 11, off. of clerk of cts.

1408. (SALEM BY-LAWS RELATING TO SHEEP), July 17, 1702. Ms.  
Copy of the town by-laws proposed by Salem proprietors relating to sheep;  
approved by the court of sessions. 1 p. 8 x 8. Drawer 1, bundle 11, off. of  
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1409. (COMMISSION OF OYER AND TERMINER - MAMOUSIN), Dec. 10, 1703. Ms.  
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1410. (PETITION FOR WAGE REDUCTION), Nov. 28, 1704. Ms.  
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1411. (LETTER OF ATTORNEY TO JOSEPH NEAL), Mar. 1705/6. Ms.  
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